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House Journals

No. 6.

1st Ev. Sess. LEGISLATURE

SUBJECT MATTER:

May 9th 1864

To

May 28th 1864

HOW DISPOSED OF:

File Box No. 91

Journal of House

of Representatives for

9th and 10th of May

1864

May 1864

2-9413-64

Hall of Representatives of the
State of Texas May 9th 1864

In obedience to the Call of His Excell-
ency The Governor of the State, the House
of Representatives of the State of Texas
met in Extra Session in their Hall and
being Called to order by the Speaker,
after prayer by the Chaplain the Roll
was Called and the following members
answered to their names, viz — Messrs
W. D. K. Taylor Speaker, Adams Anderson
Allen, Barclay, Blake, Brocket,
Brown, Butler, Brady, Bantin
Brazen, Bush, Baker, Bowen,
Bratten, Dance, DeBerry, Darden,
Fossett, Finley, Frazier, Howard of
Anderson, Rolfe, English, Kyle,
Lockett, Lucey, Lane, Langford,
Lovejoy, Mabry, Murchison McDon-
ald, Moore, M. Coy, M. Gaire, Por-
ter, Pendergast, Pendleton, Rhew
Reed, Smith, Seelo, Tyler, Thaxton,
Willis, Nelson, Proctor, Ray, Total 50.

Mr. Conyhouge having not
been present at the regular ses-
sion presented his Credentials and
took the oath of office, whereupon
there being no quorum in attendance
the House on motion adjourned

meet 10. Oclock A.M. Tomorrow.

Hall of Representatives of the State of Texas May 10th 1869

House met pursuant to adjournment. Prayer by Chaplain. The Roll Called and the following additional Members answered to their names viz Emmett Gibbin, Hunt, Hancock, Key and Means and then the House being no quorum present the House on motion adjourned until 3. P.M. this afternoon.

3 P.M. House met pursuant to adjournment. Roll Called and there being no quorum the House adjourned to 10 A.M. Tomorrow

5-11-46

Hall of Representatives of the
State of Texas May 11th. 1864

The House met pursuant to adjournment
Prayer by Chaplain. Roll called and
the following additional Members answered to their
names. viz Messrs Eastland, Hunt, Pond,
Slaughter and Norton, and their being
a Quorum present. The Journals of
the 9th. and 10th. were read and
adopted,

A Message from the Sen-
ate by Mr Ammons and received
informing the House that the Sen-
ate has organized and caused a
Committee to act in conjunction
with a like one on the part of
the House to inform the Excel-
lency the Governor that the House
are fully organized and ready to
proceed with the dispatch of Busi-
ness,

The Speaker then announced
the House that the office of Clerk
Clerk of the House was vacant by
that Nomenations to fill the same
would be in order — Whereupon Mr
Pyle put in Nomenation the name
of R. D. Miller and no other Nomenation having been made

Journal of the House

for May 11th 1864

the Senate appointed Messrs Brazier Conyers and Patten to act as tellers and the House procured to Ballot which resulted in Sixty three votes for W. Mellen whereupon W. D. Mellen having a majority of the votes Cast was declared duly elected Chief Clerk of the House of Representatives for the ensuing Legislature of the State of Texas.

The Speaker then appointed Messrs Brazier and South a Committee on the part of the House to act with a like one of the Senate to inform the Senate that the House had organized and to act in Conjunction with the Committee of the Senate to inform the Governor that the House was duly organized and ready for the dispatch of Business —

Mr H Donald offered the following Resolution. Viz. Resolved that the Sergeant at Arms be required to procure for the use of the Members of the House a copy for each Member of Oldham and White's Digest of the Statutes of the State and a copy of the General Laws passed since the publication of Oldham & White's Compilation and also a copy of the Constitution

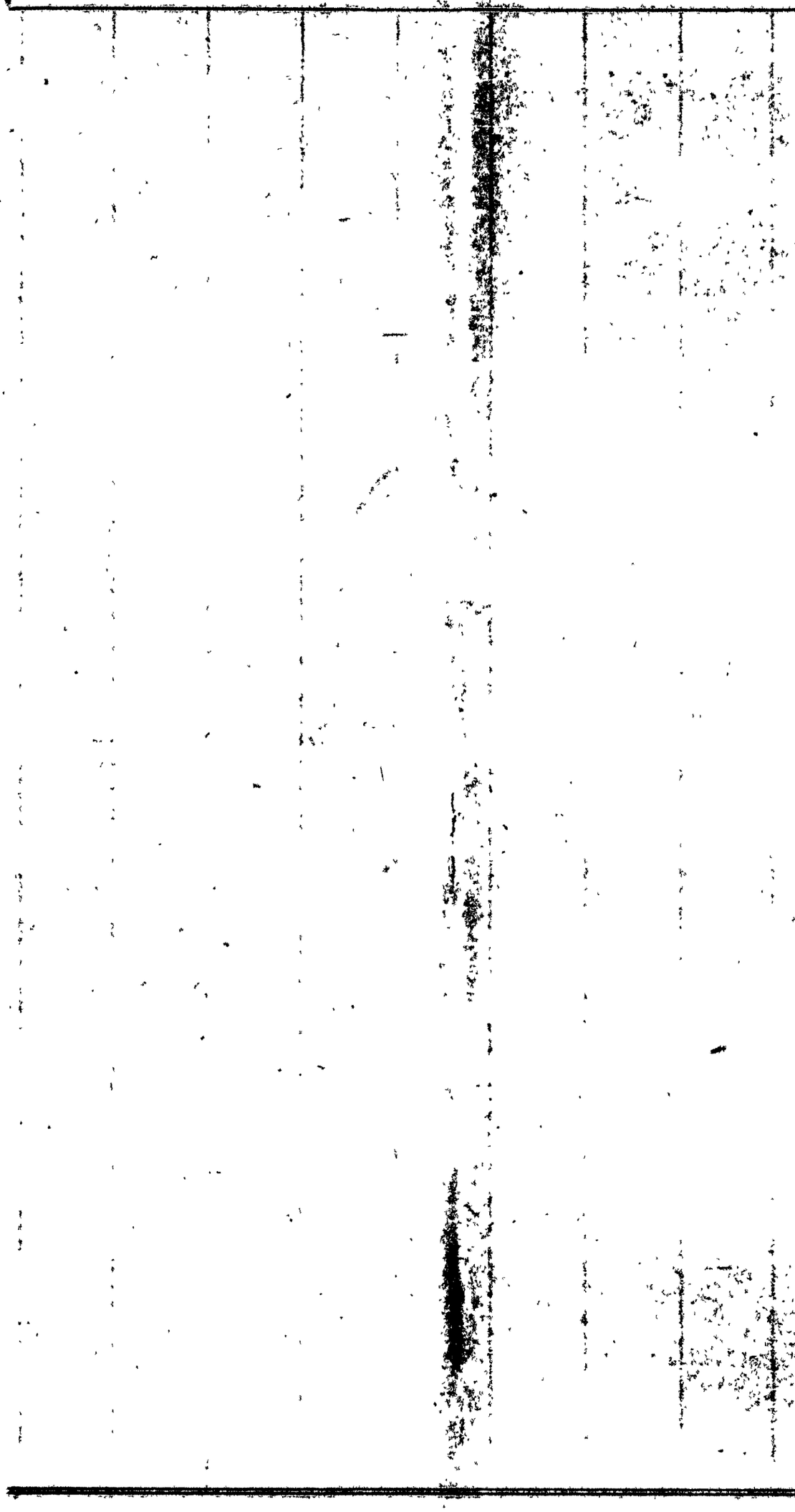
of the Confederate States of America,"
which was adopted;

Mr Darden offered the following Resolution. viz "Resolved that the Committee on Finance be instructed to make the necessary arrangements with the Post Master of this City for a supply of Postage Stamps for the use of the members of the House" which was adopted

Mr Anderson introduced a Bill to be entitled "An Act to give full effect to the ~~Sequestration~~ Sequestration laws of the Confederate States," Read first time and referred to the Committee on Finance

Mr Lewis introduced a Bill to be entitled an "Act to suspend the Special and Collection of Taxes by the County Court of Comal County" which was read one year after the close of the war between the Confederate States and the United States of America" Referred to Committee on Counties and County Boundaries

Mr Blake introduced a Bill to be entitled an Act to amend an act to prevent aggression the hostile invasion of the State of Texas by persons of Color" Read first time and referred to Com. on Judiciary,



6-11-64

Mr, Smith introduced a Bill to be entitled an Act to amend the 1st Section of an act to incorporate the Rusk Iron Company. Read first time and passed to second reading.

The Committee waited to inform the Senate and Governor that the House had duly organized and was ready to proceed to business whereupon Mr Speaker Elect and the duly assigned Committee and then Governor Elect Pickens came and took the Executive Chair and was ready to deliver his message to the Joint House at 3 o'clock, this afternoon,

On motion the House adjourned to 2½ P.M.

House met pursuant to adjournment Roll called & quorum present

Mr, Moore introduced a Bill to be entitled an "act to incorporate the Falls of Bear Manufacturing Company — Read first time and passed to a 2nd Reading —

Mr Mabry introduced a Bill entitled an "Act to amend the 13th Section of an act to regulate the citizens of Stock in certain Counties therein named. approved Dec 16th 1863. Read first time —

Mr, Mc, Coy introduced an Act to amend the 2nd and 3rd Section of an Act intitled "An act to reorganize the 16th Judicial District and to define the time of holding Courts therein, Read 1st time and referred to the Judiciary

Committee, Mr Smith offered the following resolution viz: "Resolved that the Committee on Finance be instructed to inquire & ascertain what amount if any is due the Citizens of Tyler for Clothing furnished the soldiers of the State in the Confederate Army by Contract with the agents appointed by Governor Ed Pendleton in an order or Circular issued by Col Wm Byrne A.D.C. and Quarter Master in the 4th Sept. 1861, and to inquire whether any legislation is necessary in order to enable said Citizens to obtain what is due them from the Confederate government for the said Clothes and that the Committee report by Bill Resolution or otherwise" adopted—

Mr Barton introduced a Bill to be entitled an Act to allow the use of the Texas State Penetentiary for the employment of hard labor of the deserters from the Army of the Confederate States, Read first time and referred to Judiciary Committee.

Mr Baker introduced a Bill to be Entitled an Act to amend an Act entitled an Act to organize County Courts approved February 16th 1852, Read first time and referred to the Judiciary Committee,

A Message in writing was Received from the Governor by his Private Secretary ~~Messenger~~ ~~in the House~~ ~~Messenger from the Governor~~

On Motion of Mr Barton the

Mr. Brady to a recess of ten minutes,

Recess over the House was called to order. The roll called and quorum present,

On the motion of the House the Senate came into the House to hear the Governor's message read, and after the reading of the Message the Senate on motion returned to their Chamber.

On motion of Mr. Hanson the Committee on printing ~~is~~ was requested to ascertain the facilities for printing the governor's message and report the same to the House.

Mr. Brady introduced a joint resolution in regard to the suspension of the writ of Habeas Corpus. Read first time —

On motion the House adjourned to 9 a.m. Tomorrow

Journal of Mary

Thu 12th 1864

5-12-64

House of Representatives of the State of Texas May 12th 1864

House met pursuant to adjournment. Prayer by Chaplain. The Roll called — Quorum present and Journal of yesterday read and adopted.

Mr Prendergast presented the Petition of S. M. Storm. Read and referred to the Judiciary Committee —

Mr Andrews presented the Petition of Luke A. Pollard — Read and referred to the Committee on Claims and Accounts —

Mr Thurston introduced a Bill to be entitled an Act to organize the Seventeenth Judicial District, and to prescribe the time of holding the Courts therein, Read first time

Mr. Mooney offered the following resolution. viz "Resolved that the Comptroller of the Customs be & he is hereby requested to furnish to this house a list of the Indigent persons in each County, and list to show the number of Indigents in each County Separately, as well as the Aggregate number in the State"

Read and laid over one day under the rules

Mr. Burford introduced a Bill to be entitled An act to incorporate the Henderson Business

Female "institute" Resolution —

Mr. Bundy offered a Joint Resolution in reference to Construction Road from ~~Lewisburg~~ Lewisburg to Mt. Moriah which was read & referred to the Committee on Roads & Navigation —

Mr. Moore offered the following resolution: Resolved: that the ~~Committee~~ Judiciary Committee be instructed to inquire into the propriety and expediency of requiring the County Court of each County to give Bond & Security for the faithful distribution of funds appropriated to the support of Soldiers families under the provisions of an act of the Legislature approved Dec. 18th 1863" — which was adopted.

The Chairman of the Committee on Printing made a report in writing on the subject of printing the Governor's Message, which was committed to the Committee with instructions to print as contains on what terms the Message can be printed in Pamphlet or other form and to report as early as possible the same to the House —

Order of the Day

The Bill to be entitled "An act to amend the 13th Section of an act to regulate the estraying of Stock in certain Counties therein named Approved

Dec 16th 1863 was taken up and read a second time whereupon the following Amendment was offered to it "Amend by inserting the following names Counties viz Titus, Jonestown Limestone, Yates, Hunt, Upshur, Parker, Madison, Leon, Hill Navarro, Grimes Brazos and Montgomery which was adopted and the Bill ordered to be engrossed

The Bill to be entitled "an act to Amend the 1st and 2nd Sections of an act to incorporate the Rusk County Iron Company" was taken up and read a second time and ordered to be engrossed.

The Bill to be entitled an act to incorporate the "Italy Brazos Manufacturing Company" was taken up and Read a Second time whereupon Mr. Mooney offered the following Amendment viz "In Section 4 Strike out "five" and insert "three" which was adopted, and Mr Andrews offered a further amendment which with this Bill and other amendments was on motion of Mr Baker referred to the Committee on State affairs

The Joint resolution in regard to the Suspension of the writ of Habeas Corpus was taken up Read a second time and on motion of Mr. Blake was referred to the Com. on Confederate Relations —

Mr Blake offered the following Resolution to wit "Resolved that so much of the Governor's Message as relates to the Currency be referred to the Committee on Finance: So much thereof as refers to Military Affairs be referred to the Committee on Military Affairs— So much thereof as refers to the Penitentiary be referred to the Committee on the Penitentiary— So much thereof as refers to the Operations of the Military Board in Cotton &c be referred to the Committee on State affairs; and so much thereof as refers to the action of the late Convention be referred to the Committee on Confederate Relations— 2d That the Senate be requested to appoint like Committees to act in Conjunction with our Committees of the House, Which was adopted

Mr Bowen (by leave of the House) introduced a Bill to be entitled "an act Making Appropriations for defraying the Contingent Expenses of the Extra Session of the 10th Legislature, Which was read first time and passed to a 2nd reading —

Mr. Mercer presented the Petition of Thomas A. Hayes for Relief — which has been frequently and referred to the Committee on Private Land Claims

Mr. Brady offered the following resolution viz "Resolved that the Committee on Printing be instructed to have four thousand copies of the Governors Message printed for the use of the House" — Whereupon Mr. Willis offered the following amendment viz "Strike out four and insert twenty five hundred" Whereupon Mr. Brown moved to lay the resolution and amendment on the table — Carried —

On Motion the House adjourned to 9 o. a. m. Tomorrow —

Journals of Congress
13th 1864.

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6-15-64

Representatives Hall
May 13th 1864

House met pursuant to adjournment
Prayer by Chaplain. Roll Called — quorum
present. Journal of yesterday read and
approved.

Mr. Bragg presented the Petition
of the County Court of Henry County — Read
and referred to Com. on State Affairs

A Message from the Senate was
received informing the House that the Senate
has adopted the following. "Resolved.
That in reference to the resolutions of the
House that the Committees of the two
Houses act jointly upon the Governors Mes-
-sage, the Senate respectfully suggests
the impropriety of that joint action by
Committees, but will very cordially hold
informal Conference with the House
Committee"

Mr. Kyle made the following report
To wit. Speaker of the House of Repr.

Your Committee on Judicial Law
Claims, have instructed me to report back
to the House, the Petition of Thomas N.
Bragg and ask to be discharged
from its further Consideration

Le Kyle
Chairman

Report Received —

Mr Lollar made the following Report. The Com, to whom was referred a Bill to suspend the levying and Collecting a special Tax by the County Court of Comal County until one year after the Close of the war between the Confederate and United States, have had the same under Consideration and recommend that it do pass

Report Recd —

Mr DeBerry made the following Report. The Com. on the Judiciary to whom was referred a Bill to be entitled "An act to allow the use of the State Penitentiary for the Confinement at hard labor of deserters from the Army of the Confederate States, having duly Considered the same, a majority of said Committee have instructed me to report said Bill back to the House and recommend its passage with the following Amendment, to wit - Amend by adding to Section first. Provided such deserters shall not be convicts in such numbers as to exclude Convicts by the County of the State,

Report Recd —

Mr. M. Gano made the following Report in writ

Hon. M. C. Ritt Speaker &c.

The Committee on Printing Legislature to report, that they have received a proposition from Mr. Buchanan, of this place, to print 5000 copies of the Governors Message for the sum of $135. 4000 copies for $73.50 3000 for $62.50. 2000 for $41.50, and 1000 for $51.50, Gold Specie, or its equivalent, in Compound Notes or Treasury warrants. He informed us that he could obtain 200 copies in seven days, and the balance in 15 days.

Your Committee would further state, that they wrote by last mail to the Boston Printers on the subject. We think it doubtful whether they can get the Message printed & ready for present delivery to the Legislature

Aug 13. 1864

J. M. Chesnut
Chairman

Report Received

Report on
Printing

Mr English made the following Report to Wit

House of Representatives
Austin May 13th 1864

Hon M D K Taylor
Speaker &c

The Majority of the Committee on Engrossed Bills have instructed me to Report back to the House as correctly Engrossed the following Bills to wit:

1st A Bill to amend the 1st & 2nd Sections of an act to incorporate the Rusk County Iron Company.

2nd A Bill to amend the 13th Section of an act to regulate the Betraying of Stock in certain Counties therein named, Approved Dec 16th 1863

Respectfully submitted
R English
One of the Committee

Report Received

Mr Gray made the following Report to Wit

Report Received

Mr. Brenegar asked Mr. the following Report. It was

The Committee on the Judiciary to whom was referred a Bill to be entitled "An Act to amend an act entitled an act to organize the County Courts approved February 16th 1852" have had the same under Consideration and beg leave to report said Bill back to the House and recommend its passage

Report Rec?

Mr McDonald presented the following Report It was The Judiciary Com. To whom was referred the Petition of J. M. Storey alledging his election as a member of the House from the District Composed of the Counties of Cass, Hamilton, Comanche &c, &c, to fill the vacancy occasioned by the permanent removal of the former member Hon. O. J. Hyde out of said Representative District have had the same under Consideration and beg leave to report: That it appears that the Hon O. J. Hyde since the adjournment of the last session of the Legislature has removed his family to this County of Bell which is outside of his Representative District: that his removal seems to have been for the purpose of education. That he still owns property in the County of his former residence, and from the statements before the Com. it is evidently doubtful whether he any permanent removal

of our Sylvan from his representation District

The Committee further reports that even if it be Conceded that since the two removed permanently beyond his representation District he need not have vacated his seat in this House. There is nothing in any provision of the Constitution of the State which requires a representation to remain within his district after his election. Many precedents in the Congress of the late United States, and also in the various States which formed Confederation That from unavoidable Causes one it impossible, he able to discharge the duties of the subject matter under Consideration The Com. therefore report and recommend that it be not granted and that the Committee be discharged from further Consideration of the subject The Com. do not Consider that there exists any vacancy in the case and therefore that Hon. M Sylvan is justly entitled to his seat in this House

Report received

Mr Sanderson moved the following report to wit

Mr. Bacon by leave introduces a Bill to be entitled "An Act to Amend the 3rd Section of an Act entitled an Act to prescribe what Kind of Arms may be received for public duty" Read 1st time and referred to Com. on Finance

Mr. Stewart of Anson by leave introduced a Bill to be entitled An act to incorporate the Brown Iron Manufacturing Company — Read first time

Mr. Lowry introduced a joint resolution ~~in relation~~ empowering the Governor to Convene the Legislature of the State at some other place than Austin Read 1st time

Mr. Pennington presented his resignation of the office of Door Keeper of the House of Representatives; which was accepted & when upon the Speaker announced that the election of another door-keeper the first business before the House

Mr Chapeau put the name of J. M. Thomas in nomination and the House proceeded to ballot. Messrs Rhea, Hunt and Brown acting as tellers; which resulted in Sixty eight votes for Mr. Thomas. and it being a majority of all the votes Cast Mr. Thomas was declared duly elected Door Keeper of the House of Representatives of the tenth Legislature

On motion of Mr Brady the Resolution providing for the printing of the Governors Message which on yesterday was laid on the table, was taken up - when upon Mr. Willis withdrew his amendment

Mr. Jones then offered the following amendment to wit "Amend by Striking out 5000 and insert 1000 Copies" which was laid, Mr. Butler moved to amend by "Striking out 5000 and inserting in lieu thereof 3000, Copies" which was ~~lost~~ agreed and the Resolution adopted

Order of the Day

The Resolution offered on yesterday requiring the Comptroller to furnish to the House a list of the indigent persons in each County in the State. was taken up and adopted.

The Bill to be entitled "an act making Appropriations to defray the expenses of the Eighth Legislature" was taken up Read a Second time and ordered to be engrossed.

The Bill to be entitled "an act to incorporate the Henderson Masonic Female Institute" was taken up - Read 2nd time and ordered to be engrossed.

The Bill to be entitled "an act to incorporate the Seventeenth Judicial District and to prescribe the time of holding the Courts therein. Read Second time and ordered to be Engrossed -

The Joint Resolution in regard to Conscription was taken up. Read a second time and reported to the Committee on the Judiciary —

Mr Fearon offered the following Resolution. "Resolved: That the Adjutant General Communicate to The House as soon as practicable the number of Men that have been detailed to carry on the Cotton Operations of the State of Texas" which was read and laid upon the table.

The Bill to be entitled "an act to amend the 2nd and 3rd Sections of an act entitled an act to reorganize the 16th Judicial District and to define the time of Holding Courts therein, was on Motion of Mr H. Coy taken up Read a second time and ordered to be engrossed. The Constitutional rule was then suspended — Bill read a third time and passed.

On Motion of Mr Barton the Bill entitled 'An act to allow the use of the State Penitentiary for the Confinement at hard labor of deserters from the army of the Confederate States, was taken up and read a second time whereupon Mr. Bowers ~~offered~~ Moved to Amend by adding to the Caption "duly sentenced by Court Martial" which was adopted. and Mr Barton Moved to amend by inserting after the word Men in 8th line of 1st Section "or during the Continuance of the

pursuit now between the Northern and Confederate States of America" - which was also adopted, and Bills ordered to be engrossed. The Constitutional rule was then suspended - Bills read a third time and passed -

The Bill entitled "an act to authorize the keeping and Collection of a Special Tax by the County Court of Conway County within two years after the close of the war between the Northern and Confederate States of America" on motion of Mr Sulcer was taken up. Read a second time and ordered to be engrossed. ~~The Constitutional rule was then suspended Bill read a third time and passed~~ -

Mr Daniel offered a joint resolution instructing our Representatives in the Confederate Congress in regard to ~~their~~ their taking the new issue of Confederate Notes ~~legal Tender~~ for the payment of all Kinds of Indebtedness. Read first time.

Mr Brown Made the following Report to wit

on Motion of Mr Hanson adjourned

Journal of House
of Representatives
for May 14th 1864

5-14-64

Powers

Representative Hall
of The State of Texas
May 14th 1864.

House met pursuant to adjournment
Prayer by Chaplain — Roll Called — quorum
present — Journal of yesterday Read &
our adoption.

Mr English made the following Report in writing

House of Representatives
Austin May 14th 1864

To the Hon M D K Taylor
Speaker &c

A majority of the Committee on Engrossed Bills have to report back to the House as correctly engrossed the following Bills & with

1st "An Act" to amend the 2nd & 3rd Sections of an act entitled "an act" to reorganize the 16th Judicial District & to define the times of Holding Courts therein

2nd A Bill to be entitled an act to allow the use of the State Penitentiary for the confinement of Deserters &c

3rd "An Act" to Suspend the levy & Collection of a Special Tax by the County Court of Comal County until ~~the~~ one year after the close of the War between the Confederate States & the United States

Respectfully Submitted
R English
One of the Committee

Report Received

Mr. Andrews introduces a Bill to be entitled "an act for the relief of Robert Pulsford. Read 1st time

Mr Loughridge presents the Petitions of Sundry Members of the Texas Brigade in Virginia to His Excellency the Governor of the State of Texas — and offers & submits Resolutions in relation to said Petitions — Petitions and Resolutions Read first time and refered to the Committee on Military Affairs.

Mr Butler offers the following — Resolution. "Resolved, That the Military Board be required, to inform the Legislature what number of Agents they have in the employ. As well as the names of those agents and what Amount of Cotton have been purchased under the acts of the last Legislature, and what price have been paid for the Cotton so purchased" — which was adopted —

Mr. Norton offers the following Resolution. "Resolved That the Quartermaster and Inspector Generals, be required to report the result of his inquiry under the joint resolution approved December 16th 1863. which was read —

Mr Brady presents the Resignation of D. M. Thomas of the office of Doorkeeper to the House of Representatives of the State of Texas which was accepted & Resignation from the names of E. Raven and

Order of the Day

The Report of the Com. on Private Land Claims on the Petition of Thomas M. Haynes for relief ~~[illegible]~~ formerly to the Petitioner was taken up and adopted. And leave granted to Petitioner to withdraw the accompanying documents —

The Bill to be entitled "an act to amend the 13th Section of an act to regulate the issuing of Stock in certain Counties therein named" Approved Dec. 16th 1863 was taken up and Read a 3rd time whereupon Mr. Lowry moved to amend by inserting Cooke, Nix, Jack, Clay, Montague and Denton, and Mr. Boon moved to amend the Amendment by adding Collin and Grayson which has accepted and the Amendment has then adopted — Whereupon Mr. Brady moved to postpone the further Consideration of the Bill until Monday next which was Carried.

The Bill to be entitled "an act to incorporate the Rusk County Iron Manufacturing Company — was taken up and read a third time. and passed by the following Vote, to wit — The Speaker, Adams, Allen, Andrews, Barclay, Blake, Bradwell. Butler, Brown, Brady. Bantow, Brazier, Bush, Baker, Bowen, Bratton, Cooke. Dawes, DeBerry, Darden Eastland, Emmett, Foscue, Finley, Frazier Gibson, Glass-Cock Howard of A. Howard of L. Hays

Lollar, Lowe, Lucy, Loughridge,
Lowry, Murray, Murshall, McDonald
Moore, McCoy McGlone, Maxey, Mewm
Patton, Prendergast, Pendleton, Pace,
Reading, Rhea, Robinson, Reas,
Rauch, Russell, Slaughter, Smith
Sells, Simpson, Tyler Thurston, Tillis,
Rooters, Walker, Wilson, Way.
Total Yeas —

The Resolution requesting the Adjt
General to Communicate to the House
the number of persons detailed to carry
on the Cotton operations of the State was
taken up and adopted —

The Bill to be entitled "an act to
Amend an act entitled an act to Amend
an act entitled an act to organize the
County Courts, &c passed February 16th 1852"
was taken up and Read Second time
and ordered to be engrossed — Rule then
dispensed, Bill read a third time
and passed.

The Chair of the Com, in the Petition of J. M. Stone was taken up and adopted.

Mr Stewart of Anderson introduced a Bill to be entitled an
of the State. Read

act to incorporate the Beaver Dam Manufacturing Company was taken up read a second time and ordered to be engrossed—

The Joint resolution empowering the Governor to convene the Legislature at some other place than Austin was taken up and read a second time— and on motion of Mr Forbes the further consideration of the same was postponed to Tuesday next at the hour of 11. a. m.

The ~~Resolutions to instruct our Representatives in Congress~~ Joint Resolution in regard to making Confederate Money a legal tender was taken up and read a Second time and motion of Mr Brown was agreed to the Finance Committee.

The Report of the Committee on the resolution regarding the proposed opening the County Courts to issue Bonds and locating for the Justifiable distribution of the funds appropriated for the support of Soldiers families was taken up and adopted.

The Bill to be entitled an act Bonding appropriation to defray the Contingent expenses of the extra session of the Tenth Legislature was taken up Read third time and passed—

Mr. Posey by leave introduced a Bill to be entitled "an act to amend the 1046th Art. of the general Statutes of the State. Read 1st time and referred to

Resolved:- That this House has learned with deep sorrow, of the death of a favorite and distinguished Son of Texas- Maj. Gen. Tom, Green, who nobly died on the 12th day of April 1864 while bravely fighting the battles of his country. By his pure patriotism and brilliant military achievements, he has won the appellation of Defender of his country and is entitled to his countrys approbation. His lamented death demands the expression of our grief for his loss and our affection for his memory.

2d Resolved:- That when Maj. Gen. Green fell Texas and freedom lost a devoted servant and brave defender of Constitutional, & Civil liberty. In his death he has bequeathed to us a rich legacy in his immortal example of patriotic virtue and exalted worth.

3d Resolved: That we tender to the afflicted family of the deceased our Sympathies in this their ~~loss~~ gloomy bereavement, and that the clerk be authorized to transmit to them a copy of these Resolutions

4th Resolved: That these resolutions be Spread on the journals and as a further expression of our esteem for the memory of the deceased this House now Stand adjourned ~~to-morrow morning~~ monday morning at until 10 Oclock.

Adopted unanimously.

The House adjourned to 10 A.M.
on Tuesday next.—

Sermon Notes
for May 16th 1965

5-16-64

2

Representative Hall. Austin Texas May 16th 1864

Hon M D K Taylor. Speaker &

The Committee

on Engrossed Bills. beg leave to report
the following Bills as correctly engrossed
to Wit. 1st A Bill to incorporate the Hen
derson Masonic Female Institute

2nd A Bill to be entitled an Act to incorporate
the Beaver Iron Manufacturing Company

3rd A Bill to be entitled an act to reorganize
the 17th Judicial District and pre
scribe the time for holding Courts therein

4th A Bill to be entitled an act to amend
an act entitled an Act to organize
County Courts approved Feby 16th 1853

5th. A Bill to be entitled An Act making an
appropriation to defray the contingent expenses
of the Tenth Legislature

L R Bratton
One of Said Committee

Report Rec'd

Mr. Sharp Reported as follows — to wit

The Com. on State Affairs to whom was referred a Memorial of the County Court of Travis County in relation to the distribution of Cloth Manufactured in the State Penitentiary; having performed that duty, by giving due notice thereof before the Com, by and the Penitentiary, and believing it due to that Com, that the Trust the should pay thereto their hands, most respectfully return the same to the House, and recommend its reference to said Com, in Penitentiary

Report Received

Mr. Del Bosq for the Judiciary Com reported the Bill to be entitled "an act to amend an act to provide against the Hostile invasion of the State by Bands of Color" back to the House and recommend that the do not pass for the reasons set forth in the report — Report Rec'd —

Mr. Mays for the Committee on State affairs Reported the Bill to be entitled "An Act to incorporate the Falls of Brazos Manufacturing Company" back to the House and recommended its passage with the Amendments proposed by the Committee — Report Received —

Mr. Rhea for the Committee on Military Affairs reported on the petition of the Governor's Message reports to said Committee. Report Received —

Mr. Fox introduced a Bill entitled "an Act to prevent Slaves from holding certain kinds of Property" Read 1st. time and referred to Committee on Judiciary —

Mr. Brady introduced a Bill entitled "an Act to define and punish the Offence of Military Oppression" Read first time and referred to Com. on Judiciary —

Mr. Rust introduced a Bill entitled "an Act to regulate State Finances" Read first time and referred to Com. on Finance.

Mr. M. Coy introduced a Bill entitled "An Act to incorporate the Trinity Mills Manufacturing Co." Read first time —

Mr. Russell introduced a Bill an Act Supplementary to the several acts providing for the support and Education of paupers and dependents of Texas and Soldiers" Read and referred to Committee on State affairs

Mr Rauch introduces a Bill entitled "An Act to provide for the recovery of Stray Animals and to prosecute persons for failing or refusing to Comply with the requirements of this Act" Read and refer to Com. on Stock-raising.

Mr Cook introduces a Bill entitled "an act for the relief of the Citizens and Soldiers of the County of Cherokee" Read and refer to Com. on State affairs.

Mr Mc Coy introduces a Bill entitled "an act to incorporate the Dallas Manufacturing Co." Read first time.

Mr Baker introduces a Bill entitled "An act to incorporate the West Texas Manufacturing Co." Read and refer to Com. on State affairs.

Mr Mc Coy introduces a Bill entitled an act to incorporate the Rusk Cotton Mills Manufacturing Company Read first time and

Order of the Day

The Bill entitled "An Act to Amend the 13th Section of an Act to Regulate the Estraying of Stock in certain Counties therein named" Approved Dec. 16th 1863 was taken up and Read a third time whereupon the following Amendment was offered to be Amended by inserting the following names Counties viz— Jarrard, Austin, Galveston, Dallas, Young, Harris, Washington, which was adopted and the Bill passed

The Bill entitled "An Act to incorporate the Brown Iron Company was taken up Read a third time and passed by the following Vote Yeas Mr Speaker, Adams, Allen, Anderson, Barclay, Burleson Ballew, Brown Brady, Baxter, Brazos, Bush, Baker Bradley, Cook, Dawson, DeBerry, Darden, Eastland Emmett, Foscue, Franks, Frazier, Gibbon, Glasscock Hansard of A, Hansard of L, Hays, Hunt, Hemphill Holmes, Hunt, Hughes, Jones, Kaufman, Kyle, Collier Lipscomb, Lane, Lacy, Loughridge, Mabry, Mitchell McDonald, Mowry, McCoy, McGuire Mason, Menefee Parker, Patton, Pendergast Pridgen, Rhea Robinson, Read, Rusk Rupley Ramsay Slaughter, Smith, Reed, Simpson, Tyler Thurston Willis, Wooten, Wilson, Walker, Mayfield 29—

The Bill entitled "An Act to suspend the levy and collection of a Stamp Tax by the County Court of Conrad County" was read one year after the Close of the war between the United States and Confederate States of America & was taken up Read a third time and passed —

The Resolution requiring the Adjutant General to report the record of his proceedings under the Joint resolution of Dec. 16, 1863, was taken up Read a second time and on motion was laid on the table

~~On motion the House adjourned to 9 A.M. To-morrow —~~

The Bill entitled "An Act for the relief of Robert Pulford" was taken up and Read a second time and on motion of Mr Andrews was referred to the Committee on Judiciary —

On motion House adjourned to 9 A.M. To-morrow —

Representative Hall
State of Texas
May 16th 1864

House met pursuant to adjournment
~~Speaker~~ ~~by Chaplain~~ Roll Called
Quorum present — Journal of last
Saturday read and adopted —

Mr. Chance Member elect
from the 53 District Counties of the
Counties of Robertson and Burleson
Came forward presented his Credentials
and Took the oath of office —

Mr. Brady introduced a Bill to be en-
titled "An act to limit the time of receiving the
old issues of the Treasury Notes of the Confederate
States in payment of Taxes" — Read 1st time — and
also Made the following Report thereon — to wit:
The Committee on Finance, to whom instruc-
ted to report a Bill to be entitled an act
to limit the time of receiving the old issues
of Treasury Notes of the Confederate States
in payment of Taxes" have recommend
its passage — D. T. Brady
Chairman

Report Received

Mr Bratton Made the
following Report to wit —

Journal of the House
for May the 17th 1864

6-17-64

Representative Hall
May 17th 1864

House met pursuant to adjournment. Prayer by Chaplain. Roll called. Quorum present. Journal of yesterday read and adopted.

Mr. DeBerry for the Committee on the Judiciary reported back to the House the Bill entitled "an act to give full effect to proceedings under the Sequestration laws of the Confederate States and recommend that the same do not pass. — Report Received

Mr. Poag for the Committee on the Judiciary reported back to the House the Bill entitled "An Act to Amend the 1046th Art. of the General Laws of the State" with a substitute for the Bill and recommend its passage — Report Received.

Mr. Loughridge for the Committee on Military affairs reported back to the House the Petition of the 3rd. 4th and 5th Regts of Texas Volunteers to the Senate of the State and the Resolutions in relation to the same and recommend that the Petition be received and the resolution adopted

Mr Butler offered the following Resolution — "Resolved that the Governor be requested to inform the Legislature, what number of agents he has employed in the purchase of Cotton for the State under the act of the tenth Legislature as their names, and what amount of Cotton have been purchased, and what price have been paid for the Cotton so purchased" Read and laid on under the rule

Mr Howard of Lavaca offered the following ~~——~~ Resolution — "Resolved that the Committee on State Affairs be instructed to inquire into the expediency of more effectually providing by law, that the Sessions of the several District Courts of the State, be regularly held by the respective Judges thereof and that the said Committee report by Bill or otherwise" which was adopted.

Mr. Mc. Donald offered the following Resolution. "Resolved that the Governor of Texas be and he is hereby requested to send an agent immediately to Louisiana and Arkansas with a sufficient sum of money to provide for the relief of Texas soldiers wounded in the recent

engagements in these States, and also for the relief of the sick soldiers, Citizens of Texas now in the Army in said States." — Read and referred to the Com, on Military Affairs.

Mr Howard of Anderson offers a Resolution. Requesting the Judiciary Com, to inquire whether or not addl legislation is necessary upon the subject of prohibiting Writs in Cases in which the Members thereto are non-residents of the County, or unable to attend the Court, or are absent from the State, and the period of time of whose absence is uncertain, and also to inquire whether or not more specific rules upon the subject of taking depositions in such cases are necessary: and report to the House by Bill or otherwise, — which was read and adopted —

Mr. Charles Callaghan Member elect from the 76th Representative District of the State Came forward presented his Credentials and took the oath of Office

Mr Bantom introduced a Bill entitled "an act supplementary to and amendatory of an act to establish a Penal Code" Read and referred to the Com. on Judiciary —

Mr. Pendleton introduced a Bill entitled "An Act to prohibit the sale of ardent spirits within four miles of the town of Waxahatchie in Ellis County" Read first time —

Mr Torres introduced a Bill entitled "an act to amend art. 905 of the Code of Criminal Procedure" Read first time and referred to the Com. on the Judiciary —

Mr. DeBerry introduced a Bill entitled "An act granting lands to the officers and soldiers of the Army and Navy of the Confederate States and of the State of Texas" Read and referred to the Com. on Pub. Lands

Mr Bratton introduced a Bill entitled "An act to provide for the support of the families of Texas Soldiers" Read and referred to the Com. on State Affairs —

Mr Russell introduced a Bill entitled "An act supplementary to the several

acts regulating the duties of Attorneys and Counsellors at Law" Read first time —

Mr. Darden introduced a Bill entitled "An act to define the boundary lines of the 1st and 8th Leagues of land granted to James M. Nash and A. N. M. Lane of Colorado County" Read and referred to the Com. on the Judiciary —

Mr. Daniel introduced a Bill entitled "An act to incorporate the Cherokee Furnace Co." Read first time

Mr Smith made the following Report

House Representatives
Austin May 17, 1864.

Hon. M. D. K. Taylor Speaker of the House of Representatives.

A majority of the Committee on Engrossed Bills have instructed me to report the "Joint Resolution in regard the manufacture of Salt", as correctly engrossed.

Respectfully Submitted.
Thomas Smith
Chairman

Report Received —

Order of the Day

The Bill entitled "an Act to incorporate the Trinity Mills Manufacturing Co," was taken up and read the first time and ordered to be Engrossed.

The Bill entitled "an Act To incorporate the Dallas Manufacturing Co" was taken up. Read second time and ordered to be engrossed. Rule Ten, Suspended. Bill read third time and passed by the following Vote Yeas Mayes Speaks, Adams, Allen, Anderson, Barclay, Burdette, Butler, Brown, Barlow, Brazer, Bush, Baker, Borden, Bratton, Chance, Cooke, Calahan, Debenny, Darden, Eastland, Emmett, Finlay, Frazer, Griffith Graham, Glasscock, Howard of A, Howard of L, Hays Hall Harrison Holland Hunt, Jones, Kyle, Keys, Lollar, Lane, Lacey, Loughridge, Lovejoy, Mabray, Marshall McDonald, Munn, McGuin, Mumy, Nunn, Patton Pendegast Pendleton, Posey, Rhea Robinson, Runnels, Russell, Slaughter Smith, Sellers, Simpson Tyler Thurston Tillis Trotter Wilson Burleson, Nay, Total 67.

The Bill entitled "an act to limit the time for receiving the old issue of Confederate notes in payment of taxes" was taken up and Read a Second time whereupon Mr Slaughter moved to refer the Bill to the "Finance Committee" — which was Carried

Mr. Hays by leave offered a Joint Resolution in regard to the Incarceration of Galt, — Read 1st time — Rule suspended Read 2nd time and ordered to be engrossed — Rule further suspended — Read third time and passed

The Report of the Committee on the Bill entitled "an act to amend an act to provide against the hostile invasion of the State of Texas" &c was taken up and adopted —

The Bill entitled "an act to incorporate the Falls of Brazos Manufacturing Co" was taken up and Read a second time and on motion the Amendments offered by the Committee were adopted and the Bill ordered to be engrossed, Rule suspended Bill read a third time and passed by the following vote viz — Yeas

Shuster, Adams, Allen, Anderson, Bar-clay, Black, Burdine, Butler, Brown, Brady, Burton, Brazer, Bush, Buckley Baker, Bowen, Bratton, Chance Coats Daniel, Dewey, Dandan, Carlton Connett, Facen, Finley, Fraser, Griffith Gibbon, Glascock, Harvest of A Hewan of L. Hays, Hunt, Hannon Holpin, Ivy Lyle, Innis Kipp, Lipscomb, Lollar, Lane, Lucy, Lanphear, Murray, Marshall, Moore, McGuire Maxey, Means, Patton Pendergast Pendleton, Rhea, Robinson, Reed Shumpter, Smith, Sills, Simpson Tyler Thurston Miller Norton and Nay — 90 Tar. 6 5

The Report of the Com. on Printing
offers on the portion of the Governors
Message relating to the State Troops
was taken up and adopted —

The Joint Resolution empowering
the Governor to Convene the State
Legislature at some other place
than Austin: was taken up and
read a second time — When upon
the Motion was made to strike out
the word "Houston" which was
carried — and to amend by adding
"If in his opinion it is not incom-
patible with the public interest" which
was adopted — And Mr. Smith moved
to strike out of the preamble the
last sentence, or paragraph after
the word Government, — Carried — And
Mr. Mc. Gowen offered the following amend-
ment — "And we hereby respectfully
recommend to his Excellency the Town
of Allen in Denton County, as the most
appropriate place at which to Convene
the next extra session of the tenth
Legislature" which was Rejected
When upon Mr. McDonald moved to
postpone the further Consideration of
the matter to 11. a. m. on Saturday
next. — which is now last — ~~And~~
~~on motion the House adjourned~~
~~to 9, a, m, tomorrow~~
when upon Mr Stapp to offer

the following Substitute. 2 pm

Amend by striking out all after the words "Be it" and insert
that we hereby tender the services of Austin
our Senators thanks for the kind & Patriotic
terms on a back in boarding and closing
the first Representative of the Country and
for a like number to them they the
the actual Cork to them

Jefferson

Mr Bowen offers the following
Amendment to the Substitute 2 pm

Amend by adding ~~after~~ to the last
Resolution the words

Provided nothing herein contained
shall be so construed as to authorize the
Governor to Convene the Legislature in
extraordinary Session at any other
place than at the Seat of Government
unless that place shall be in the
actual
possession of a public Enemy

On Motion House adjourned to 9 A.M. Tomorrow

Summary for
House for Mary
18th 1864

6-16-64

Representatives Hall
May 18th 1864

House met pursuant to adjournment
Prayer by Chaplain. Roll Called
Quorum present — Journal of Yes-
-terday read and adopted —

Mr. DeBerry for the Com. on the Judi-
ciary. Reports back to the House the Bill
Entitled an act for the relief of Robert
Pulsifer." and recommend that a Substi-
-tute by the Com. do pass — Report Rec?-

Mr Buckley for the Com. on the Judiciary
Reports back to the House the Bill entitled
"An Act to Amend Art 965 of the Code
of Criminal Proceedure" and recommend
its passage with the amendments sub-
-mitted by the Com, — Also the Bill
entitled "An Act to prevent the hawking of
property by Hacks" with a Substitute by
the Com. and recommend its passage — Rep
-ort Recd —

Mr. Bowen for the Com. on the Judi-
-ciary Reported back to the House
the "Joint "Resolution in regard to Con-
scription" and recommends its pas-
-sage with the Substitute or Amend-
-ment offered by the Com, Report
Recd —

Mr. ~~DeBerry for~~ Buckley for the
Com. on Pub Lands Reported back to

to the House the Bill entitled "An act granting lands to the officers and soldiers of the army and navy of the Confederate States and of the State of Texas" and recommend its passage with the following amendment. Report to record —

Mr Hoy. for the Com. on the Judiciary Reported back to the House the Bill entitled "An act supplemental to and amendatory of an act to establish a Penal Code", and recommend its passage. Report Record.

Mr M Guinn for the Com. on Public Printing — Reported to the House the accounts in reference to the printing of the Common Journals — Report Record

Mr English for the Com. on Engrossed Bills reported the following Report

Hon. M D K Tay

The Committee on Engrossed Bills have instructed me to Report as correctly Engrossed;
1st An Act to incorporate The Dallas Manufacturing Company;
2nd An Act to incorporate the Trinity Mills Manufacturing Company

Report Rec'd —

Respectfully Submitted
English
Chm of the Committee

Mr Barton for the Com. on State affairs Reported back to the House that the Committee after Considering the portion of the Governors message referring to the demoralization of the people arising from the non-execution of the laws. by laws to prevent a Rebellion & better "An act Amendatory of and Supplementary to an act to adopt and establish a Code of Criminal Procedure" and recommend it passage adoption Now and Report to the Committee on the Judiciary — Also the Bill entitled An act to incorporate the Texas Manufacturing Co, and recommend its passage with the subjoined amendment. Reports Record

Mr. Griffith for the Com. on Military Affairs Reported back to the House the Resolution in regard to the pension and Back Rolls in Limbaugh and Mc Kenzie with Joint Resolutions from the Committee which the Committee recommend to be passed —

A message from the Senate by Record informing the House that the Senate had passed a Joint Resolution in regard to the protection of Immigration —

Mr. Lane introduces a Bill entitled "An act to Authorize the County Courts to cause reassessment of taxable property for the year 1864 — Read and referred to Committee on "State Affairs"

Mr Russell introduced a Bill to be Entitled "an act to provide for the payment of the enrolling officers of the State," Read and referred to the Committee on Finance

Mr Hancock of Lavaca offered a Joint resolution in regard to the provision of the Confederate Constitution which declares that private property shall not be taken for public use without Just Compensation" Read and referred to the Com. on Confederate relations —

Mr Seale introduced a Bill entitled "an act to incorporate the Comal County Mutual aid association — Read and referred to the Com. on State affairs,

Mr Jones introduced a Bill entitled "an act to incorporate "the Star State Machine & Manufacturing Company"

Mr. Brady introduced a Bill entitled an act to provide for regulating the Finances of the state — and for the Finance Committee Reported the

Bill

Back to the House and recommend its passage —

Mr. McDaniel offers the following Resolution & Ask "Resolved that the Judiciary Committee be requested to investigate and report to Bill or otherwise the best practicable Methods Consistent with Constitutional powers, to prevent persons fleeing the State of Texas to avoid Military Service or to join the Public enemy of the Confederate States" which was adopted —

Order of the Day

The Joint Resolution empowering the Governor to Convene the State Legislature at some other place than Austin" which was under Consideration at last adjournment was taken up. The question pending being on the substitute offered by Mr Griffith — Mr Howard of Lavaca Moved to lay it and all the Amendments on the table which was Carried —

The Resolution offered on yesterday requesting the Governor to inform the House of the number of agents engaged in the Collection operations of the State — was taken up and by the leave was withdrawn —

The Bill to incorporate the County Mills Manufacturing Company was taken up Read Third time and passed by the following vote — Yeas Messrs Speaker Adams, Allen, Andrews, Barclay, Barton, Brown, Brady, Bantin, Brazzer, Bush, Butler, Bowen, Bratton, Chance, Cooke, Dunn, Dickey, Duncan Eastland, Emmett, Forcus, Finley, Fuzzy, Griffith, Gibbs, Howard of H. Howard of L. Hays, Hart, Holford, Jones, Kyle, Keys, Lipscomb, Lollar, Linn, Lacy, Lobingier, Mabry, Mooney, Munn, Perkins, Patton, Pendergrass, Pang, Reddy, Rhea, Robinson, Reed, Rauch, Smith, Reed, Simpson, Tyler

Thurston Willis Norton Nelson Nuelsen
and Ray Tellus 63 — Nays Mapes
Nieman. Total 1 —

The Bill entitled an act to pro-
hibit the sale of ardent or Spirituous
liquors within four miles of the Town of
Waynesborough in Ellis Co. was taken up
read a second time and ordered to
be Engrossed,

The Bill entitled "An Act to incorporate the
Cherokee Tanning Manufacturing Co." was taken
up — Read a second time and ordered to be en
grossed — Rules suspended — Bill read a third
time and passed by the following Vote Mapes
Chenault, Allen, Adams, Anderson, Black, Benton
Bunnell, Butler, Brown, Brady, Brazzil Bush
Buckley, Baker, Bowers, Bratton, Bratton Chum
Cooke Deane Dansen Eastland Emmit For
Ferguson Howard of A, Howard of G, Hay
Holmes, Lewis, Hyde, Keys Lipscomb, Lollar, Lewis
Lucy Lockhart Longley Mabry Mershon
M. Donald Mann McCoy McGee Mundy
Pendergast, Pendleton, Reddy, Rhea Robinson
Reed, Rucker, Rufus, Smith Thompson
Tyler Thurston Willis Norton Nelson Nuelsen
Ray. Total 63 — Nays Mapes —
DeBerry, Gibbin, English Total
3 —

The Bill entitled "An Act supplemen
tal to ~~an Act~~ the Revenal Acts regulating the
duties of Attorneys and Counsellors at Law. was
taken up. Read a 2nd time and on Motion of
Mr Abernethy to the Com. on the Judiciary

The Joint Resolution in regard to the Texas Brigade in Virginia was taken up and read a second time, when upon the Amendment moved to amend by inserting the name of General Gregg which has Carried, Mr Smith then offered the following Amendment to the

Amend 1st Resolution by adding the following "provided such transfer is consistent with the best interest of the County" which was adopted — and then moved a reconsideration of the vote adopting the amendment — which was lost. when upon Mr Buckley offered the following amendment — to wit. Strike out "position" and insert in 1st Resolution "occupation and identity" the cost of the war" which was adopted — Mr. Taylor / Mr Hays in the Chair / offered to amend by inserting in the preamble " and whereas the Board of Supervisors have petitioned the Legislature" which was adopted — and Resolutions ordered to be engrossed. Rules suspended and Resolutions read a third time and passed —

The Bill entitled "an act to amend the first Section of an act entitled an Act. regulating Juries Approved May 4th 1846 was taken up and the Com. substitute as adopted. Bill read 2nd time when upon Mr Dunn offered the following amendment to wit "Provided that no one not exempt by the provisions of this act, shall be exempt by reason of his name not being on the Jury list" which was adopted — and Bill ordered to be engrossed — Rules suspended Bill read third time and passed —

The Report of the Secretary on the Bill entitled "an act to give full effect to proceedings under the Confederate Sequestration laws," was taken up, and on motion of Mr. Baker was postponed to 11. A. M. on Friday next, and made the special order for that time,

Mr. Pendergast by leave presented a Communication from Judge Nugent of the 13th Judicial District — which was received and referred to the Judiciary Com,

The Senate Joint resolution in reference to the Printing of Journals was taken up and Read first time and referred to the Com, on Printing affairs —

A Communication from the Adjt & Inspector Genl. of the State was received in response to a resolution of the House in regard to details &c. was received and referred to Com. on State affairs

A Communication from the Governor in response to a resolution of the House in regard to the operations of the Military Board. was received and referred to the Com. on State affairs

On Motion the House adjourned to 9 A. M. to morrow

9

5-19-64

Representatives Hall
May 19th 1864.

House met pursuant to adjournment
Prayer by Chaplain. Roll called
Quorum present. Journal of yes-
terday read Amended & adopted.

Philip Y. Elder Member
elect from the 72 District Composed
of the Towns of Bryan, Arcadia, Me-
dina, Nelson, & Mansfield Came
forward & presented his Credent-
tials — took the oath of Office,

Mr Buckley for the Com. on the Ju-
diciary Reported back to the House the
Bill entitled "An Act Amendatory of and
Supplementary to an Act to adopt
and establish a Code of Criminal
Procedure;" and for the reasons set forth
in the Report recommends that it do
not pass — Report Received —

Mr Griffith for the Com. on the
Military Affairs Reported back to the
House the Joint Resolution from the Senate
in regard to the Frontier Organization
and recommends its adoption by
House. Also Reported back to the House
in response to the portion of the
Governors Message in relation to a Police
force for the State a Bill to au-

Teller "An Act to provide for the organization of Companies in the several Counties of the State for Justices and other purposes" which was read first time — Rept Rec'd —

Mr Thayton for the Com. on Stock & Stock-raising Reported back to the House the Bill entitled "An Act to provide for the recovery of Stray Animals and to prescribe the punishment for failing or refusing to Comply with the requirements of this Act" and recommend its passage with the proposed Amendment Rept Rec'd.

Mr. M. Donald for the Judiciary Committee Reported back to the House the Communication of Judge Lewis L. Bailey, and Submitted that for the reasons set forth in the Report any action at this time on the suggestions of the same should be indefinite — Report Rec'd —

Mr Barlow for the Committee on the Judiciary Reported back to the House the Memorial of the Storey County Court in regard to cloth Manufactured at the State Penitentiary with a Bill from the Committee and recommend the passage of the Bill — Report Received —

Mr Slaughter for the Com on Finance Reported to the House a Bill to be entitled "An Act to supply the deficiency in

the State Treasury in response to the Instructions of the Governor. Message on the Subject of the finances difficulties of the State. and recommend et passage — Report Received —

Mr. Clay for the Com. on the Judiciary Reported back to the Senate the Bill entitled "An Act Supplemental to the several Acts regulating the duties of Attorneys and Counsellors at Law. and recommend that the same be not passed — Report Received —

Mr. M. Clay for the Com. on State Affairs Reported back to the Senate the Bill entitled "An Act to Authorize the County Courts to cause reassessment of taxable property for the year 1864 with a Substitute therefor and recommend that the Substitute be passed — Report Received —

Mr. DeBerry for the Judiciary Committee Reported back to the Senate the Resolution requesting some Action of the Court Connected on the subject of Probating Bills &c with a Bill from the Committee entitled "An Act to provide for the probate of Bills in certain Cases" and recommend the passage of the same. Report Received —

Mr Smith from the Committee on Expenditures made the following Report. to wit —

[redacted]

A Message from the Senate was received informing the House that the Senate has passed a Bill entitled "An Act to define and punish the unlawful interference with exportation and importation of Cotton and other articles, and the unlawful appropriation of property" Also a Bill entitled "An Act to define and punish offences Committed within this State by persons under the protection of the enemy" and also the House "Joint Resolution relative to the Manufacture of Salt with an Amendment —

Mr. Bailey introduces a Bill entitled "An Act to Amend An Act to Authorize the Comptroller of the State to recover from Rail Road Companies in this State the balance that may be now due or hereafter become due on their Bonds". Read and Referred to the Finance Committee

The Clerk offered a Joint Resolution in regard to the County Court of Calhoun County. which was Read and referred to the Judiciary Committee —

Mr. Bowen introduces a Bill entitled "An Act to punish the Reporter of the Supreme Court with Statuary" Read and Referred to Committee on the Judiciary —

Mr. Buckley introduces a Bill entitled "An Act to punish unlawful interference with private property or private rights" Read and Referred to the Judiciary Committee,

Mr. Simpson introduced a Bill entitled "An Act to encourage the manufacture of Gas Leather". Read a first time,

Mr. Slaughter offered the following Resolution. Which "Resolved That the State Journal Printing Company to the

Above a full and Complete report
of the Amount of Gony Turner owe
to him by the late Military Board — the
Adj.t Genral, or others, and what
Kind of Authority has been made
of them; of the Name or any part
thereof has been Lost — to whom
and at what rate? which was
Read and adopted —

Order of the Day

The Bill to be entitled "An Act to regulate the finances of the State" was taken up. Read a Second Time when upon Mr. Reed offering the following Amendment "Strike out the words at Par in the 5th line of Section Second and insert the words at the value expressed on the face of the obligation" And Mr. Smith offered an Amendment to the Amendment. which was lost And Mr. Barlow offered an Amendment to the Amendment, And Mr. Reed moved to lay Mr. Barlow's Amendment on the Table which was Carried, And Mr DeBerry moved to an Amendment to the Amendment And Mr Pendergast moved To lay the original Amendment and Amendment to it on the Table ~~was~~ Carried — Mr Pender grast then offered the following Amendment to the Bill. to wit- Strike out "Section" & insert Otherwise which was adopted — Mr Hunter then the Bill be referred to a Special Committee — Whereupon Mr. Reed moved to lay Mr. Barlow's motion on the table which was Carried, Mr Bowen then offered the following Amend- -ment to Bill and Sec — "That when Taxes can paid in interest drawing Texas State Treasury Warrants, Interest shall be allowed thereon up to the date of payments. and it is hereby made the duty of the Assessor and Collector

to endorse on said Warrants the date at which they are received, which indorsement shall be signed by him and attested by the person keeping the same" which was adopted and Mr. Brady offered the following Amendment to his Proviso that nothing in Section shall be Construed so as to allow any of the old issues of the interest bearing Treasury notes of the Confederate States to be received in payment of taxes after the 1st of October next." and Mr DeBerry offered the following Substitute for Mr. Brady's Amendment In Sec. "Amend Sec, 2nd by Striking out in the Tenth line of said Section the words not bearing interest" and Mr. Mr Donald moved to postpone the further Consideration of the Bill to 9. A. M. Tomorrow. which was lost, and the question recurring on the adoption of Mr. DeBerry's Substitute for Mr Brady's Amendment was put and Substitute adopted and Bill ordered to be engrossed —

The House Joint resolution ~~returned~~ Reported from the Senate passed with an Amendment. was taken up and the Senate's Amendment agreed To —

A Message from the Senate was received informing the House that the Senate had passed the following Bills to which

A Bill entitled "An act to provide for the recovery of the Laws" and the House Bill entitled "An act to amend the 2nd & 3rd Sections of an act entitled An act to reorganize the 16 Judicial Districts and to define the time of holding Courts therein" —

The Senate Bill entitled "An act to define and punish unlawful interference with the exportation and transportation of Cotton and other Articles, and the unlawful employment of property" — was taken up and Read and upon to the Judiciary Committee —

The Senate Bill entitled "An Act to define and punish offences Committed within this State, by persons under the protection of the enemy" was taken up Read and referred to the Committee on the Judiciary

Mr. Bowers by leave presented the Petition of the Circuit Court of Towns County, which was Read and Referred to the Committee on State affairs

The Bill entitled "An Act to prevent Slaves from Ever acquiring property" — was taken up Read 2nd time whereupon Mr. Pendergast offered to Amend by striking out of the first Section the words "other property" which

the adoption and Bill ordered to be engrossed —

The Senate Bill entitled "An act to provide for the revision of the Laws — was taken up Read and sent to the Judiciary Committee —

On motion the House adjourned to 8. A. M. Tomorrow —

The Committee on Engrossed Bills have examined and found correctly Engrossed
1st = A Bill — to incorporate the Falls of Brazos Manufacturing Company
2nd = A Bill to be entitled an act to amend the first section of an act entitled an act to regulating Juries approved 4th May 1846
3rd = An Act to prohibit the Sale of Ardent Spirits within 5 miles of the Town of Waxahatchie in Ellis County Texas
4th = Joint Resolution requesting the return of the 1st 4th & 5th Texas Regts

H. English
Chm of the Committee

Report Received —

"G"

Journal of May

19. 1864

5-19-64

H.S. Starkweather

Pres. Sec.

A Majority of the Committee on Indian affairs to whom was referred the memorial of the Senate and House of Representatives Praying Congress to pass such laws as may be necessary to protect the Settlers on the Public Lands in the Territory of Nebraska from the depredations of the Indians, and to provide for the payment of claims for property taken or destroyed by the Indians, have had the same under consideration, and ask leave to report the accompanying Bill.

Wm Hoyt
Chn. of the Committee

on Claims -

To the Honorable Senate

The Undersigned a Member of the Committee on Military Affairs to whom was referred a Resolution of this Senate directing them to enquire and report whether any Brig. Gen.ls appointed under the act of 1861 the actual expenses incurred in the discharge of their duties, have examined the subject with due care and unite in concluding adverse to the recommending of the Resolution.

The Law of 1861 creating these offices did not provide for remuneration and with that knowledge the appointees to these offices received their Commissions.

It cannot be an unmeaning to put Military officers on duty which are functions, are simply to organize, without any contemplation of Command in the field; and which might well be asked, why more remunerations to the generally and less the Colonels, and the Captains in the Regular? It is believed by the undersigned that any remunerations more than a Medium of justice demanded by these offices themselves. For these reasons the Minority do not think the bill should pass and offer this Report as a substitute.

Mr Cass
one of the Com...

Summe of Inv
20th 1864

6-29-64

Representatives Hall
May 20th 1864

House met pursuant to adjournment
Prayer by Chaplain — Roll called —
Quorum present — Journal of Yesterday
read and adopted —

Mr Buckley for the Judiciary Committee Reported back to the House, a Substitute for the Bill entitled "an act to punish unlawful interference with private property or private rights and recommend the passage thereof — Report Rec^d —

Also the Senate Bill entitled "an act to prevent for the removal of the Levee" and recommend its passage Report Rec^d,

Mr. Bowen for the Judiciary Committee Reported back to the House the Senate Bill entitled "An act to define and punish the unlawful interference with the expectations and transportation of Cotton and other property, and the unlawful ~~interference~~ imprisonment of Property" with an amendment proposed by the Committee and recommend its passage with the amendment — Report Received.

Mr. Hawes for the Committee on State affairs Reported back to the

House the Resolution requiring the Committee on State affairs to report in regard to the necessity of a law requiring the Supreme Terms of the Second District Courts to be respectively held Reported the same back with a Bill entitled "An Act more effectually to provide for the Holding of the Terms of the Second District Courts of the State by the respective Judges thereof." and the recommend the passage thereof — Report received —

Mr Darden for the Committee on the Judiciary Reported back to the House the Senate Bill entitled "An act to define and punish offences Committed within the State by persons & under the protection of the enemy" and recommend its passage — Report Received

Mr Barton for the Committee on State affairs Reported back to the House the Bill entitled "An Act Supplementary to the Several acts providing for the support and Subsistence of families and dependents of officers and Soldiers" and recommend its passage — Report received —

Mr Simpson for the Judiciary Committee Reported back to the House the Joint Resolution in regard to the

County Court of Calhoun County, and for the reason set forth in the Report submits that no action thereon is necessary. Report Recd—

Mr. Darden for the Committee on the Judiciary Reported back to the House the Bill entitled "An act to furnish to the Reporter of the Supreme Court with Stationery" and recommend its passage — Report Rec'd,

Mr. Brady for the Finance Committee Reported back to the House the Resolution in regard to the Clothing furnished for the State Troops by order of Col Wm. Byrd late Adj't & Insp'r Gen'l and recommend that the same be referred to the Committee on Military Affairs — Report Rec'd and Resolution referred to the Committee on Military Affairs

Mr. Bantin for the Committee on State Affairs Reported back to the House the Bill entitled "An Act for the Relief of Citizens and Soldiers of the County of Calhoun — and recommend that the same be referred to the Committee on Finance — Report Rec'd, and Bill referred to the Finance Committee,

Mr Bantin introduced a Bill

entitled "An Act to Amend the 3rd Section of the Act to provide for the Support of the Lunatic and Idiotic Paupers Salaries &c approved Dec. 15th 1863" which was read first time

Mr. Moore offered a Joint Resolution to the suspension of Rules which was read first time —

Mr Langhorne offered the Resolution. In his "Resolved that the House of Senate of the House of Representatives appoint a Committee of Seven Members of the House whose duty it shall be to examine into the Condition of the Inmates of the Lunatic Asylum, and report at their earliest Convenience their number together with their vacancy if any exists" which was read and adopted. Whereupon the Speaker appointed as such Committee Messrs. Langhorne, Lollar, Fraley, Lowry, Adams Callaghan and Bratton,

Mr Butler offered the following Resolution. In his "Resolved that the Senate the Senate of Texas adjourn Sine die on Thursday the 24th Inst." which was adopted —

Mr Keyes made the following Report In his —

Representative Hall
May 20th 1856

Hon W. S. K. Taylor
Speaker &c.

The joint Committee on enrolled bills have examined the subjoined act and joint resolution and find them Correctly enrolled and properly signed and have presented the same to the Governor to day for his approval to wit

A Bill, to be entitled an act to amend the 2nd & 3d Sections of an act entitled and an "act to reorganize the 10th Judicial District and to define the time of holding Courts therein"

Joint resolution relative to the Manufacture of Salt

A Keyes
Chm

Report Received —

A. Message from the Senate informing the House that the Senate has passed a Bill entitled "An Act to amend Articles 734 & 744. Chap. 8th Title of the Penal Code" has received —

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and the question recurring on the adoption of the Committee's amendment was put and the Amendment adopted and the Resolution as Engrossed to be engrossed

Orders of the Day

The Joint Resolution in regard to Conscription was taken up & Read a second time whereupon Mr. DeBerry offered as a substitute — the Resolution offered by the Minority of the Judiciary Committee for the Original Resolution and amendments of the Committee — and Ayes and Nayes being ordered was taken and the Substitute rejected by the following Vote — to wit. Messrs ~~Shanks~~ Adams, Blake, Bush, Cook, Dame, DeBerry, ~~Carlton~~, Elder, Foree, Hansard of A. Holford, English, Dew, Lacy, Mabry, Marshal, Moore, McGuire, Mann, Perkins Brewington, Pendleton, Reading, Robinson, Smith, Simpson, Wilson, Tolar 28, Hays Pres. Speaker Allen, Anders Barclay, Burwell, Butler, Brady, Benton Brazier, Buckly, Baker, Bowen, Bratton, Chance, Calahan, Darden, Eastlee, Finley Frazier, Griffith, Gibbon, Glascock, Howard of L. Hays, Harmon, Kyle, Keys, Lipscomb, Lollar, Lane, Loughlin, McDaniel, Mann Patton, Peay, Ray, Reid, Rames, Russell Slaughter, Tyler, Thaxton, Travis, Walker and Ray. Total. 45 —

and the question occurring on the adoption of the Committee's Amendments was put and the Amendments adopted and the Resolution as Engrossed to be engrossed

Mr Smith made the following Report
to Wit —

Hon. M. D. Taylor
Speaker &c.

The majority of the Committee
on Engrossed Bills, instruct me
to report as correctly engrossed
the following Bills.

1. A bill to provide for regulating the fisheries of the State.
2. A bill to prevent Clams from exercising pretended ownership over property.

Respectfully Submitted
Thomas Smith
Chairman

Report Rec

The Bill entitled "an act to give full effect to proceedings under the Legislation of the Confederate States passed upon the Report of Mr. Pendergast was laid on the table

The Senate Bill entitled "An act to amend Artis 743 & 744. Chap 8. "Title 1st. of the Penal Code" was taken up and Read first time

The Bill entitled "an act to regulate the Finances of the State" was taken up and read a third time whereupon Mr Benton offered the following Amendments to be added to Sec 3rd. except the Schedule thereto, to the end of which shall be pleaded the Treasury Notes of the new Issue which was rejected — and Mr Brady offered the following Amendment to be added to the 2nd Sec, by adding the following provision. — Provided that nothing in this act. shall be so Construed as to Conflict with the provision. of the act entitled "an act to Raise revenue by Taxation" Approved Dec. 16th 1863 providing for the levy and Collection of certain taxes in Specie" which was adopted — and Bill passed —

The Bill entitled an act to prevent Slaves from owning or even having any pretended Property in Slaves was taken up. Read a third time and passed —

The Bill entitled an act to provide for the Legislation of Claims against the State when there is a deficiency of Fund in the

Treasury was taken up and Read a second time whereupon Mr. Baker offers the following Amendment to Bill - Amend by striking out of Second Section - the words - "redeemable in the Treasury notes of the Confederate States of America" Pending a discussion thereon the House adjourned to 3, P.M.

3. P.M. House met pursuant to adjournment. Roll Called - Quorum present.

Mr. P. Shannon Member elect from the 42nd District Comes forward presented his Credentials and took the Oath of Office -

Mr. W. C. Dowdell for the Committee on the Judiciary Reported back to the House the Joint Resolution in regard to the Writ of Habeas Corpus with a Substitute from the Committee and recommended the passage of the Substitute -

Mr Buckley presented a Memorial from the Citizen of Walker County, which was received and referred to the Committee on Education.

Mr Buckley also introduced a Bill entitled "an Act to incorporate the Fort Bend Trading Company, which

nus Read and read refuse to the Committee on State Affairs.

Mr Barton introduces a Bill entitled "An Act supplementary to" and a-mendatory of An Act to adopt and establish a Penal Code, and to repeal all laws granting Licenses to mine fire alleys" Read and Refuse to the Judic-iary Committee.

Mr Buckley introduced a Bill entitled "An Act to repeal Certain Acts therein Contained", Read and Refuse to the Committee on Finance

Mr Durden introduced a Bill entitled "An Act to Amend an Act entitled An Act to incorporate the Columbus Tap Rail Road Company — Read and refuse to the Committee on Roads Bridges and Ferries

Mr Brown introduces a Bill entitled An Act Making an appro-priation to pay for Stationary and Lighting Matters for the Sixth Legis-lature Read and Refuse to the Finance Committee —

Mr Ray introduces a Bill en-titled "An Act to regulate the Car-rying on of Auctions, and to im-pose a License Tax thereon Read and Refuse to the Finance Committee

Mr. H. Green offers the following resolution in the Resolved that the Committee on Military Affairs be requested to enquire and report the practicability of establishing a more expeditious mode of Correspondence between the Capitals of the States and the Head quarters of the Mississippi Department and that they report by Bill or otherwise — which was Read and adopted —

The Bill entitled "an act to provide for the Legislation of claims against the State when there is a deficiency of funds in the Treasury" Pending the Discussion of which the House adjourned — the question being on the adoption of the Amendments offered by Mr Baker before any amendment.

Mr Cook moved to lay the Amendments on the Table which Carried when upon Mr Barton offered the following Amendments. to Strike out the 3rd Section which was Rejected and the question then recurring on the engrossment of the Bill. was put and the Ayes and nays being called it was Carried and the Bill ordered to be engrossed by the following vote in Wit. Ayes Messrs Speaker Allen, Barclay, Brazzeal, Bush, Bratton, Church, Cook, Calahan, Dance, DeBerry

Carlton, Fraley, Howard of S. Hays, Hart Harrison, Holsaw, Hughes, Jones, Lipscomb, Lollar Lowe, Loughridge, Lowry, Mabray, Marshall, Mims M^c Coy, Means, Prendergast, Pendleton Redding. Rhea, Robinson, Rives, Russell Shannon, Slaughter Tillis, Wilson 70 Yeas 41 - Mays Myers Andrew, Black Bostick Butler Brown, Burton, Bunkley Baker Bowen, Darden, Forcen, Grizzen, Gibbon Gleaves Cook Howard of B. Hyde, Hays, Lacey M^c Gee Maury, Perkins, Patton, Poag, Robertson, Rucker Smith, Select Simpson, Tyler Thurston Tucker and Bay Ytas 33 —

The Rules was then suspended Bill read a three times and passed.

The Bill entitled "An act to provide for the distribution of Cloth manufactured in the State Penitentiary" was taken up and Read a Second time — when upon M^r Barton offered the following amendment to wit — Section 4^th "That this act take effect from and after sixty days from its passage — giving Counties which have not obtained Clerks under the existing system of the Penitentiary for the distribution of Cloth; time to obtain the same" which was adopted, and M^r Forcen offered to Amend by striking out the three Section —

On motion of M^r M^c Donald M^r Pendergast was granted leave of absence for the remainder of the Session. On motion the House adjourned to 8. a. m. tomorrow —

Journal for
May 21. 1862

6-21-62

Representatives Hall
May 21st 1864

House met pursuant to adjournment Prayer by Chaplain - Roll Called - Quorum present - Journals of yesterday read and adopted -

Mr. Emmert for the Committee on Roads Bridges and Ferries, Reported back to the House the Bill entitled An Act to amend An Act entitled An Act to incorporate the Columbus Gas and Coal Company, and recommended its passage -

Mr Smith made the following Report to Wit:

The Committee on Engrossed Bills beg leave to report the following Bills as Correctly engrossed to Wit: A Bill entitled An Act to supply any deficiency in the State Treasury

Also the Joint Resolution in regard to Conscription - Report Received

Mr Dawes offered the following resolution to Wit: Resolved: That no member of the House shall be permitted to speak more than fifteen minutes at any one time; unless by leave of the House - Read and laid on under the rule

A Message was received from the Senate informing the House that the ~~House~~ Senate has passed the following Bills & Bill, A Bill entitled an act Supplemental to An act to provide for the protection of the frontier and turning over the frontier Regiment Approved Dec. 15th 1863" The House Bill to Amend the 1st & 2d" Sections of an act to incorporate the Rusk County Iron Company— The House Bill to Amend an act Entitled an Act to organize the County Courts Approved Feby 16th. 1852", And the House Bill to incorporate the Cherokee Furnace Company"— and also the House Bill entitled "An act to organize the 17th Judicial District and to prescribe the holding Courts therein in— The House Bill entitled "An act Making an Appropriation to defray the Contingent expenses of the tenth Legislature", with a Amendment And a Bill entitled an act to regulate the reception and disposal of Confederate Notes and bonds, now and hereafter in the Treasury, exclusive of new ones" And the "Joint Resolution to Genl. Smith and the Army"

Mr Hays for the Committee on State affairs Reported back to the House the Petitions of the County Court of Travis Co. and for the reasons set forth in the Report and to be discharged from any further consideration of the same Report Rec'd— adopted

Orders of the Day

On Bill entitled an act to provide for the distribution of Cloth manufactured at the State Penitentiary — Pending the Consideration of which the House adjourned on yesterday — was taken up: the question pending being on the adoption of Mr Mc-Cue's Amendments — Mr. D Berry moved to lay the Amendments on the Table — and the question being called for on which motion was the ~~Ayes~~ Motion Carried by the following Vote. In the Affirmative Messrs Adams. Allen. Barclay. Beatty. Bowles, Brazier, Bunk, Bratton. Chamberlain. Calahan. DeBerry, Elder. Finley. Fraizer, Griffith, Glascock. Howard, of A. Hart. Hughes, Keys. Lallar, Lane, Lacy, Longshore, Lindsey, Mabery, Marshall, McDonnel, Mauzy, Mears, Perkins, Pinckston, Pogue, Redding, Reed, Rankin, Russell, Shannon, Slaughter, Smith of Ker, Thompson Mills, Martin, Wells and Wray 2 total 47. Nays Messrs. Anderson, Burnside, Butler, Brown, Buckley, Baskin, Brown, Daniel, Darden, Eastham, Foscue, Gibbon, Kennedy, L. Hays, Hunnicutt, Holford, Irwin, Kyle, Lipscomb, McCoy, McGuire, Pullin, Rhea, Robinson, Tyler, Nelson, 2 total 27 —

Mr. M. Coy for the Committee on Education Reported back to the House the Petition of Sundry Citizens of Bates Co. and for the reasons set forth in the Report recommend that the Petition be referred to the Judiciary Committee which Report adopted.

the Amendment rejected by the following Vote 2 to 39 — Yeas Messrs Burnside Butler Brown Brady, Bush, Buckley, Bailey, Callahan, Davis Duncan Eastland, Elder, Frazer, Griffith, Glasgow, Gibbon, Howard (of A) Hunt, Hodges, Dunn, Kyle, Lebaron, Mumbrey, McGuire, Rhea Robinson, Smith, Simpson, Tarver, Hays, Phelps, Shackelford, Adams, Blake, Banks, Bayne, Bowie, Bullen, Chaves, Cooke, DeBerry, Emmett, Finley, Frazer, Howard (of Hays), Hart, Dunlap, Key, Lollar, Lane, Longhurst, Lowery, Menefee, McDowell, McCoy, Mabry, Patton, Pope, Pendleton, Redding, Reed, Rand, Shannon, Slaughter, Sale, Thurston, Tillis, Totten, Tilson, Yarbrough, Mayo, Total 41 —

Nay

Mr Buckley then offered the following Amendment to his Amendment by striking out after "his of fice" in line four "upon giving 20 days notice and insert "upon the first Tuesday in each month, between the hours of ten & three next succeeding days notice the Stock on hand is disposed of, due in making such sale, not more than one piece of goods shall be offered at a time in order that a monopoly of the fabrics shall be prevented — And Mr Bailey offered a substitute for Mr Buckley's Amendment which has rejected — whereupon Mr Hays offered to Amend by striking out 1st Tuesday in each month and insert the 3rd Tuesday

in January, April, July, and October which has adopted and the question coming on the adoption of Mr Buckly's Amendment was put and Amendment adopted Mr Thurston offered to Amend by adding after the word "Systems" in the 4th line the words "of the Systems of the Year 1863" which was rejected, Mr DeBerry offered the following Amendment to the Amendment Sect 3rd by Striking out in 9th line the words "as happened as Such in whole or in part by the Several Courts of the State, and insert in the words as in the opinion of the County Court are most in need of such Cloth" which was adopted. And Mr Rawen offered the following Amendment to the "Amendment striking at the close of the 4th Section the words and it shall be the duty of the Financial Agent to let apart the Cloth to which each County may be entitled under the Act, and to notify the Chief Justice of the County when the Cloth is in readyness for distribution and the Amendment thereto" which was adopted— Mr Brown offered an Amendment which was rejected— And Mr. Bantin offered an Amendment which was also rejected and Mr Loughridge offered an Amendment which rejected— Mr. Stewart of Lucas offered the following Amendment to his Amendment by adding at the end of the Paragraph of 1st Section, "And that the proceeds of such Sales be deposited by

the Financial Agent in the treasury once in
every month", which was adopted — And
Buckley offered the following Amend^t, = to strike
Strike out all after "And" and insert so
much may be used to cloth the inmates,
as may be required for such purpose, and
so much may be sold to the officers and
guards as will be necessary for their own
proper and Clothing at the Same price at
which it is sold to the Government for
the army. or at Market price of the Go
vernment Makes no purchase" which
was adopted — Also the following Amendment
to Wit "And the Contract shall be awarded
to the lowest bidder upon his giving Sat
isfactory Security to deliver the articles
proposed to be delivered, which was a-
dopted — Mr Baxter offered the follow
ing Amendments to Wit In Section
for Supplies Returned &c. The financ-
al agent shall advertize for sealed
proposals for furnishing the Same which
proposals shall state the articles proposed
to be furnished. the Amount, time, when
to be delivered and the Price. The advertisement
shall be so published in such manner by
the Financial Agent as he may deem the
greatest publicity to the same. and shall
State the articles desired, the amount
when wanted, and the price which will
be charged for the Cloth —" which was a-
dopted: and the following Amendment
"Amend Sect 4. by Striking out the words

"sixty days from the passage" and insert "and
insert from and after the passage hereof
hereof that the distribution of Cloth to
Soldiers families shall not be made here-
-after the first day of September 1864 and provid-
-ed further that nothing herein contained
be so construed as to prevent the Commissa-
-ry agent from furnishing the amount of cloth
due those Counties which have not ob-
-tained their pro rata under the System
established by the directors for the distribu-
tion of Cloth, if they apply for the same
by the 1st of September 1864." which was
adopted — and the Bill ordered to be en-
-grossed

On motion Joint Resolution in regard
to Conscription was taken up read the
2nd time by the following vote. Yeas — Messrs
Speaker, Adams, Allen, Andrews, Burnett, Butler, Brown,
Brady, Baulin, Brazy, Buckley, Baker, Brown, But-
-lin, Chase, Calahan, Darden, Eastman, Elder, Finley
Fenzy, Griffith, Gibbon, Glascock, Howard of A., How-
-ard of B, Hays, Hunt, Hyde, Irwin, Keys,
Lapsley, Lotton, Lum, Lacy, Lemmon
M.Donald, M.Coy, Maury, Mercer, Patton, Ray,
Reuben, Reddy, Rhea, Robson, Rust
Rawls, Ruffin, Stanley, Shannon, Sellers
Thaylor, Tillis, Walthall, Ray, Hart, Yeas 57. Nays Mess
Blake, Bush, Cook, Daniel, DeBerry
Foster, Hanson, Holford, Mabry, Newsom
Perkins, Smith, Simpson, Wilson. 14

The Senate Bill entitled "An Act to regulate the reception and disposal of Confederate Notes and Bonds now and hereafter in the hands of Citizens of this State" was taken up Read and referred to Committee of the Whole House on the State of the Union —

The Senate Joint Resolution in regard to the Freedmen of Georgia. was taken up Read a 2nd time. Rule suspended Read 3rd time and passed —

The Bill entitled an Act further relating to the subject of Taxation. was taken up Read first time Rule suspended. Bill read a 2nd time and ordered to be engrossed. Rule further suspended Bill read a third time and passed —

The Senate Bill entitled an Act supplementary to an Act to provide for the protection of the printing and binding for the printing Dept. Approved Dec 13. 1863 was taken up Read 1st time and referred to the Committee on Military affairs —

Mr Brown introduced a Bill entitled An Act to Authorize the Military Board of the State to sell Cotton to the Several Counties for the use of the indigent families of Soldiers and Soldiers in the Confederate State Army for industrial purposes which was read and referred to Committee on State Affairs —

Mr Brady introduces a Bill entitled "An Act for the relief of indigent families of Baltimore County" And for the Committee on Finance Referred the Same back to the Senate and recommends its passage. Bill and first time and Report received

Also introduces a Bill entitled an Act making Appropriations for the Mileage and per diem pay of the members and the per diem pay of the officers of the Legislature and Referred the Same back to and recommends its passage — Bill read first time and Report received

On motion the Senate adjourned to 3 P.M. Today —

6

3 P.M. House met pursuant to adjournment. Roll Called — Quorum present —

Mr. Brady by leave ~~was~~ for the Committee on Finance Reported back to the House the Bill entitled an Act making an appropriation to pay for Stationary and lighting Rooms for the 16th Legislature. and recommended it passage —

Mr. Barton by leave introduced a Bill entitled An Act to authorize The Financial Agent of the Penitentiary to purchase and export Cotton for certain purposes therein named and making Appropriation for the Same: Read and Referred to Committee on Finance.

The Bill entitled "An act to provide for the distribution of Cloth manufactured in the State Penitentiary" ~~Coming~~ coming up pending at last adjournment was taken up whereupon Mr Buckley offered the following Amendment. to Strike — Amend 3rd Paragraph by striking out all after the words "House Journal" 5th line page 2. And insert "free of Cost" and the several County Courts of the State are hereby required to distribute the cloth to the most needy upon the requisition of their respective Counties in such quantities as their necessities require" and the ayes and Nays on the adoption being called for was taken and

Mr Baker introduces a Bill entitled "An Act to incorporate the Independent Manufacturing Company." Read 1st time

On motion House adjourned to 8 P.M. this Evening —

8. P.M. House met pursuant to adjournment Roll called quorum present —

Mr Anderson offers the following Resolution in relation to the death of Genl. Leavy & Rundel — Read

[redacted] Resolution

Whereas Brigadier Generals William R. Scurry and Horace Randall died on the 13th & 2d day of [redacted] 1864 of mortal wounds received while gallantly leading their Commands in the bloody and desperately fought battle of Saline River in the State of Arkansas. And whereas it is due alike to the living and the dead to place on record a fitting tribute to the eminent worth of these faithful and fearless soldiers who have nobly discharged their duty to their Country both in time of Peace and War Therefore

I Resolved. That the State of Texas feels a Parents grief for the loss of her gallant Son William R. Scurry whose high and varied endowments as a Statesman, a Soldier and a Patriot have endeared him to the hearts of his Countrymen. And that we recognize in his last words "That "I am content to die, since my death wound was received while in the discharge of my duty upon the battle-field" that self sacrificing spirit so fully ~~[illegible]~~ exemplified in every act of his life.

Resolved

II That in the death of Horace Randall, Texas mourns the loss of another favored Son, whose untimely fate has added another name to the scroll of Martyrs who have fallen in defence of the principles of Liberty and produces a feeling of extreme regret, that her fame should be increased by the sacrifice of such gallant and patriotic Sons.

III That their devotion to the cause of their Country attested by the willing [redacted] sacrifice of their lives in her behalf, places them high among the illustrious

Patriots who have preceded them - and they are entitled to the lasting gratitude of the State which they had loved and served so long and so well -

IV That the State sincerely sympathizes with their bereaved families, and ~~this Excellency~~ that the Speaker of this ~~of the State be~~ House be requested to transmit to them a Copy of these Resolutions

V That in respect to their Memory's this ~~Legislature~~ House stands adjourned until Monday morning ~~next~~

Resolution

of Regret to the Memory of Brigadier General R. R. Sellers & Horace Randall

May 21. Read & adopted unanimously.

W. D. Miller
C. C. H. R.

which after appropriate address by
Messrs Andrew Buckley, Slaughter
& Dumas, and Smith was unanimously adopted
whereupon on motion the House
adjourned to 8 A.M. Monday next.

Journal for

May 23rd 1864

6-23-64

Representatives Hall
May 23rd 1864

House met pursuant to adjournment
Prayer by Chaplain — Roll called — Quorum
present — Journal of yesterday read
and adopted —

Mr. O'Rhey for the Committee on Military
Affairs Reported back to the House the action
in regard to the establishment of an Es-
cort Camp between the State Capitol and
the Head-Quarters for the Trans-Miss. Depart-
ment, and ask to be discharged from the
further Consideration of the same and that
it lie upon the table. Report Received —

Mr. Griffith for the Military
Committee Reported back to the House
the Resolution in relation to Claims
of Citizens for clothing furnished the
State upon the proclamation of the
late Adjt. Genl. and present a
Joint Resolution in reference to the
same and recommend its passage —
Report Rec'd —

Mr. Burnley for the Committee
on the Judiciary Reported back to the
House the Bill entitled "An act Supple-
mental to and Amendatory of "An act
to adopt and establish a Penal Code"
and to repeal all laws granting benefit

to Miss Fin Alley," and recommend that the same do not pass — Report Received —

Mr. McDonald from the Committee on Confederate Relations, Reported back to the House the Joint Resolutions in relation to the Provision of the Confederate Constitution, which declares "that private property shall not be taken for public use without just Compensation" and recommend the same to the favorable Consideration of the House, Report Received — and

Mr. Bratton from the Committee on Enrolled Bills Reported the Bills to the "An Bill entitled an Act to Exempt from the distribution of Cloth Manufactured at the Texas State Penitentiary" Also the Bill entitled an Act for the relief of the indigent families of Calhoun County, as Correctly engrossed — Report Received —

Mr. Barton from the Committee on State Affairs Reported back to the House the Bill entitled "An Act to Authorize the Military Board of the State to Sell Cotton to the Several Counties for the use of indigent families of Officers and Soldiers in the Confederate States Army for the Relief or Support, and recommend its passage Report Received —

Representative Hall
May 23rd 1854

Hon M. D. K. Taylor Speaker &c. Sir your Joint Committee on Enrolled Bills have Examined the following bills and find them Correctly enrolled and properly signed and have presented the same to the Governor to day for his approval

A Bill to be entitled An act to reorganize the 17th Judicial District and to prescribe the time for holding Courts therein.

A Bill, to be entitled, An act to amend the 1st & 2nd Sections of an act to incorporate the Rusk County Iron Company.

A Bill to be entitled, An act to incorporate the "Cherokee Furnace Company"

A Bill to be entitled, an act to amend an act entitled an act to organize County Courts approved Feby 16th 1852

[redacted]

A Keyes Clerk

Report Received

Mr Seelye introduces a Bill entitled An Act to incorporate the Canaan Spring Manufacturing Company — Read first time

Mr. Elder introduces a Bill entitled An Act to reorganize the 18th Judicial District — Read 1st time and refer to Com. on the Judiciary —

Mr. DeForest offers the following resolution & moves the adoption thereof — Resolved That the Committee on State Affairs be requested to enquire into the propriety and expediency of suspending the operation of the Statutes for the Deaf and Dumb and Blind and that they report by Bill or otherwise —

Mr. W. Gunn introduces a Bill entitled An Act Concerning State and County Taxes of Soldiers and Seamen in the Army and Navy of the Confederate States. Read 1st time and refer to the Com. on Finance —

Mr. Andrews introduces a Bill entitled An Act Amending An Act authorizing the Comptroller of the State to account from Rail Road Companies in the State the interest that may be overdue or hereafter become due on their Bonds." Read 1st time. Rules dis-

House Bill read a second time and ordered to be engrossed. ~~Bill~~ Bill Rules for the Engrossed Bill read third time and passed —

Order of the Day

The Resolution reducing the time for reception of Petitions to 15 Minutes was Taken up — Whereupon Mr Forbes offered to Amend by inserting Ten in lieu of fifteen which was adopted and Resolution adopted —

The Bill entitled An act to provide for the deduction of Cloth manufactured in the Texas State Penitentiary — was taken Read a third time when upon Motion Mover to Amend by Striking out from the 4th Section the words "one in every Month". which was Carried and Bill passed by the following Vote

Yeas Nays — Yeas Nabers. Sheeter, Allen, Anderson of Adams. Barclay, Barbee. Brady, Brown, Bragg. Bush, Buckley, Bowen, Brazton, Chance, Cook, Calahan, Dunn, Delany, Eastland, Emmert. Elder, ~~Evans~~, Finley, Frazer, Griffith, ~~Gibson~~, Gibson, Clements, Howard of A, Howard of D, Hays. Hunt, Hodges, Lynch, Long, Kyle, Keys, Lipscomb, Lacey, Lane Lacey, Longbotham, Mayfield, Mabry, McDonald, McCoy, McGehee, Mabry, Means, Perkins. Posey, Pendleton, Reading. Rhea, Robinson, Reed, Rusk Russell

Slaughter, Smith, Sulc, Tyler, Thaxton, Miller, Brooks
Butler, Bay, Total 66.

Nays, Mess. Black Bailey Brown
Forcee, Harrison, Patton, Simpson Total 8—

The Bill entitled "An Act granting Land to the officers non-Commissioned officers and Soldiers of the Army and Navy of the Confederate States of America and the State of Texas" was taken up and read a second time whereupon Mr. Bowers moved to postpone the further Consideration of the Bill to thursday next— And the Ayes and Nays being Called for was Taken and resulted as follows to wit

Ayes Mess. Speaker, Adams, Anderson, Bandy, Black Butler, Brady, Buckley, Baker, Brown, Bratton, Chambers Cooke, Calahan, Dame, Eastland, Forcee Fouly, Frazer Griffith Gibbs Glasscock. Howard of S, Harrison, Kyle Keys, Lollar, Lacy, Mabry Mc Daniel Mc Gee Perkins, Pace, Reading, Rhea, Robison, Reed Ramsey Russell, Slaughter, Sulc, Simpson, Tyler, Thaxton, Miller Bay, Total 47.

Nays, Mess. Allen, Burdett Brazen, Bush, DeBerry, Elder, Howard (of B), Hays, Hart, Holford, Ivins, Lipscomb Lane, Loughridge, Lowery, Murchison, Maney, Mayo Pendleton, Smith, Tillis, Wooten and Mr Speaker Total 24 — Bill postponed to Thursday next at 11. A. M.

Nothing Came up and Bill made order for 11 A. M. on Thursday next —

The Bill entitled An act to defray the Contingent Expenses of the Extra Session of this Leach Legislature' Reported back from the Senate Passed with an Amendment was taken up — and Senate's Amendment agreed to —

Mr. Hays for the Committee on State Affairs ~~Reported back~~ by leave Reported back to the House the Bill entitled and Act to incorporate the Fort Benhaven Company — and for the reasons set forth in the Report do not recommend its passage — — Report accepted

The Report of the Committee on State Affairs on the Petition of the County Court of Ham County" — was taken up and adopted

The Bill entitled An Act to Amend the 965th Art of the Code of Criminal Procedure" was taken up — Read a 3rd time and Committee's Amendment adopted and Bill ordered to be engrossed Read Suspended Bill read a third time and passed —

The Bill entitled An Act to incorporate the Fort Ham Manufacturing Company" was taken up — Read a second time and ordered to be engrossed —

The Bill entitled An Act to incorporate the Star State Machine and Manufacturing Company" was taken up and Read a Second time and ordered to be engrossed.

The Joint Resolution in regard to the Sick and Wounded Soldiers in Tennessee and Arkansas" was taken up and Read a Second time and ordered to be engrossed Resolution read a third time and passed —

The Bill entitled An Act Supplimentary and Amendatory of an Act to establish a Penal Code — was taken up — Read a Second time and ordered to be engrossed —

Senate

The Joint Resolution to Grant Smith and the Army — was taken up and Read first time — Rule suspended read 2nd and third time and passed —

The Bill entitled An Act for the relief of Robert Pulsford was taken up and Read a Second time and ordered to be engrossed Rule suspended Bill read a third time and passed —

The Bill entitled An Act to Authorize the County Court of Hunt County to examine and if necessary Correct the Assessment Rolls, of said County for the year 1864 so as to Conform to the General Laws of the State in relation

to the Assessment and Collection of advalorem taxes" was taken up and read a Second time and ordered to be engrossed — Rule suspended — Bill read a third time and passed —

The Bill entitled An Act to encouraging the manufacture of leather" was taken up and read a Second time whereupon Mr Hunter (of C) offered to Amend by Striking out the words or the Confederate Government or the State of Texas" which was lost — and Mr. McDonald moved to postpone the further Consideration of the Bill to the 4th day in July next — which was lost —

A Message from the Senate was received informing the House that the Senate had passed the following Bills and resolution to wit the House Bill entitled An Act to ~~[illegible]~~ regulate the Manner of legislating Claims for payment under Appropriations made by the Legislature" as Substitute for the House Bill entitled "An Act to supply the deficiency in the State Treasury" and the Joint Resolution relating to Conduct of Army officers &c —

The Bill entitled An Act to provide for the Probate of Wills in certain Cases — was taken up and Read

a Second Time and ordered to be engrossed Rules Suspended — Bill read a third time and passed —

A. Rupayo from the Senate has returned informing the House that the Senate has passed a Bill entitled an Act to regulate the disposal of unappropriated Lands"

The Committee Report on the Bill entitled "An Act Supplementary to the Several Act regulating the duties of Attorneys and Counsellors at Law" — was taken up and adopted —

Mr Dayton offered the following resolution to wit — "Resolved by the House of Representatives that a Special Committee of the House Consisting of two members be appointed to investigate the transactions of the State and buying and selling Cotton and that said Committee have power to send for persons and papers which was adopted —

Mr. Lovejoy by leave introduced a Bill entitled an Act to repeal an act entitled an Act to encourage the erection of Certain Machinery by donations of Land and otherwise — approved Dec — 15th 1864 — Read and referred to Committee on Public Lands

On motion House adjourned to 3 P.M. Today

— Resolutions read

3. P.M. House met pursuant to adjournment — Roll called — Quorum present

Mr. Hyde offered the following resolution. "Resolved that the Committee on the Judiciary be instructed to report to this House, an answer to the following question viz Is the office of Attorney General of the State vacant, and if so, is any legislation necessary to enable the proper authority to order an election to fill said vacancy" — which was read and adopted —

The Speaker announced the following Committee to investigate the Contested Election of the State — Viz — Messrs Darden, Baker, Keyes, Andrews & Brown.

The Joint Resolution of the Senate relating to Conduct of Army Officers &c was taken up and read 1st time Rule Suspended. Resolution was read a Second time when upon Mr. Buckley offered the following Amendment Viz Strike out all after Resolved, and to Maj. Gen. G. Bonaparte Commander of the District of Texas New Mexico, & Arizona and to the Commanders of the Several Sub-Military districts of the District of Texas" — which was adopted and Resolution ordered to a third Reading. Rule further suspended and Resolution read third time and passed

House of Representatives.
Austin Texas May 29, 1864.

Hon. M. D. St. Taylor, Speaker &c.

A majority of the Committee on Enrolled Bills instruct me to report the following bills as correctly enrolled. viz.

1st. A bill Supplemental to and amendatory of an act to establish a penal code.

2 A Bill to provide for the probate of Wills in certain cases.

3. A bill for the Relief of Robert Pulsford

4. A bill to authorize the County Court of Grant County, to examine, and if necessary, correct the assessment Rolls of said County for the year 1864, so as to conform to the general laws of this State in relation to the assessment & collection of ad valorem taxes.

5. A bill to incorporate the Star State Machine & Manufacturing Company.

Respectfully Submitted.
Thomas Smith
Chairman

Report Recd

On Motion Leave of Absence was granted Mr Hunt for the remainder of the Session

The Bill entitled an Act to supply the deficiency, in the State Treasury Reported back from the Senate Substituted was taken up and the Ayes and Nays being called for on the question of the adoption of the Substitute was taken and resulted in the affirmative of the Substitute by the following Vote to - Wit Yeas Messrs. Skeuse Andrews, Barclay, Blake, Baker Dawson, Eastman, Elwin and Neuse. Total 9.

Nays Messrs. Adams, Allen, Butler, Brown, Brady Barlow, Brazer, Bush, Bunkly, Bowen, Bratton, Chance, Cook, Callahan, Dames, DeBerry, Forcum, Fouly, Frazer Gibbon, Glascock, Howard (of D), Howard (of B), Hays, Hunt, Hunsucker, Wolfe 5. Jones, Hyle, Keys, Lipscomb, Lillington Lane, Loyd, Long, Mabry, Marshall, M. Donald, M. Coy M. Gee, Mauney, Perkins, Pattin, Pemberton, Gray, Redding Robinson, Reed, Russell, Shannon, Slaughter, Smith, Tyler, Thaxton, Willis, Worlin, Wilson and Gray — Total 46—

A Message from the Senate was received informing the House that the Senate had passed a Bill entitled an Act to repeal an act entitled an act providing owners of slaves from pleasing them in charge of Farms or Stock Ranches detached from the Beaufort owners. Also a Joint Resolution of Thanks to Col Bennerday —

Leave of absence

Leave was granted to Mr Hays of Smith for the remainder of the session

4

On motion House adjourned
to 8 a.m. tomorrow

Representatives Hall
~~Thursday~~ May 24th 1865

House met pursuant to Adjournment. Prayer by Chaplain Rolled Called Quorum present. Journal of yesterday read and adopted —

Mr Beckley for the Judiciary Committee Reported back to the House the Bill entitled "An Act to define and punish the offence of Military Oppression — and further reported in the Report sets to be discharged from its further Consideration — Report Received —

Mr Griffith for the Committee on Military Affairs Reported back to the House the Bill to be entitled "An act supplementary to an act to provide for the protection of the Frontier and Territory on the Frontier Rep? Approved Dec? 15th A.D. 1863 and recommend its passage with the proposed amendment. Report Received —

A message from the Senate was received informing the House that the Senate refuses to recede from the Substitute for the House Bill entitled An Act to supply the deficiency in the State Treasury"

Mr Brady for the Committee on Finance

Journal for Thursday
24th, 1864

Reported back to the House the Bill entitled An act Concerning the State and County Taxes of Soldiers and Seamen in the Army and ~~Seamen~~ Navy of the Confederate States" and recommend that the do not pass — Report received

On Motion of Mr Hackney the Bill from the Senate Entitled an Act supplimentary to an Act to provide for the protection of the Frontier; and timing on the Frontier Reg.t approved Dec.r 15.th 1863 was taken up out of its order and Read a Second time and the Committee's Amendment adopted when upon Mr Russell offered an Amendment to the Bill which was rejected — and Bill passed to a third reading — ~~and suspended the Rule and passed~~ —

Mr Darden for the Committee on Judiciary Reported back to the House the Bill entitled an act to reorganize the eighteenth Judicial District — and recommended its passage — Report Received —

Mr Bratten for the Committee on Enrolled Bills made the following Report — To wit —

Committee Room
March 24th 1864

Hon M D K Taylor Speaker

The Committee on Engrossed Bills have examined the following Bills and Joint Resolution and beg leave to report them correctly engrossed. to-wit

A Bill

To be entitled an act to incorporate the West Texas Manufacturing Company

A Bill. To amend the 965 article of the code of Crimnal Procedure

Joint Resolution in regard to the sick and wounded Soldiery in Louisiana and Arkansas.

L R Bratton
for the Committee

Report Rec'd —

Mr Keys for the Committee on Enrolled Bills made the following Report. To wit —

Representatives Hall
May 24 1861

Hon W D K Taylor
Speaker &c

The joint Committee on enrolled bills have examined the subjoined bills and joint resolutions and found them correctly enrolled and properly signed & have presented the same to the Governor for his approval this first on Yesterday & the latter this morning to wit

A Bill, to be entitled an act making an appropriation to defray the Contingent expenses of the extra Session of the 10th Legislature

Joint resolution in regard to frontier organizations

J Keyes
Chm.

Report Received —

Order of the Day

The Senate Bill to be entitled an Act to regulate the disposal of unappropriated Sheep runs taken up and used prior hereto —

The joint Resolution from the Senate touching Thanks to Col Gaston Bonnevides" was taken up Read a 1st time ~~and~~ Rules Suspended. Resolution read a 2nd time & passed to 3rd reading. Rules further suspended Resolution read a third time and passed —

The Senate Bill entitled "an Act to repeal an Act entitled an Act prohibiting owners of Slaves from placing them in Charge of Farms or Stock ranches detached from the home of the owner" — was taken up and read 1st time —

Mr. Sulis introduced a Bill entitled an Act to amend Article 1860. of Oldham & White's Digest of the general Statute laws of the State of Texas — Read 1st time and referred to the Committee on the Judiciary —

Mr Buckley for the Judiciary Committee by leave Reported back to the House the Bill entitled an act Amendatory of and supplementary to an act to adopt and

establish a Code of Criminal Procedure are recommended thus the Bill be now passed. Report received and adopted -

Mr. Bowers from the Committee on Military Affairs to whom was referred the Governors Message in relation to the transfer of the State troops - Reported to the House a Bill entitled "An act to transfer the State troops to the Confederate Service and to repeal "An act to provide for the defence of the State,. Approved Dec. 16th 1863 and recommend its passage - Report Received -

Mr. Slaughter from the Finance Committee Reported back to the House the Resolution in regard to making Confederate Money legal Tender for the payment of debts &c. and for the reasons set forth in the report - ask to be discharged from its further Consideration - Report Received -

The Bill entitled an act to supply the deficiency in the State Treasury Reported back from the Senate with the Senate's refusal to recede from its ~~the action of the Senate on the~~ substitute to the Bill - has taken up and the House adhered to its disagreement to the Senate's substitute. And on motion ordered a Committee of Free Conference. Consisting of Messrs Poage Bratton

Blake
Bush, and Stewart of Lawrence)

The Bill entitled an act to prohibit the sale of ardent or spirituous Liquors within 5 Miles of the Town of Pataskala in Ellis County." was taken up Read a third time and passed—

The Bill entitled an act to provide for the recovery of stray animals and to punish the punishment for failing or refusing to comply with the requirements of said act—was taken up Read a second time. and referred to the Committee on Agriculture—

The Bill entitled "An act to provide for the revision of the Laws"— was taken up and Read a 2nd time and passed to a third Reading Rule suspended Bill read a third time and passed—

The Report of the Judiciary Committee on the Communication of Judge Walker was taken up and adopted—

Mr. Buckley by leave introduced a Bill entitled an act to authorize the Governor to purchase for the State a Steam ship or an interest in a Steam Ship Read 1st time and referred to the Finance Committee—

Mr. Cook offered the following Res

-lution in my- Resolved, That the Judiciary Committee be instructed to enquire into the expediency and propriety of so amending An Act of the Legislature of the State of Texas, passed on the 6th of January 1841 granting divorces in certain cases when in either the husband or wife has fled the State and become a citizen of the Confederate States and report by Bill or otherwise- Read and adopted-

Mr Griffith offers the following resolution in writing- Resolved that the Committee on Printing be instructed to have published in the Austin Intelligencer and San Antonio Papers the resolutions adopted by the House in Memory of Maj. Gen'l Green and Brig. Genl. Terry and Randal- Read and adopted

Mr. DeBerry offers the following Resolution. In writing- Resolved that the Chief Clerk of this House be requested to inform the Hon. R. R. Peay a Candidate for Delegate to the Provisional Congress from this Legislative Department of the South Legislature of the State of Texas - which was Read and adopted-

A Message from the Senate was received informing the House that the Senate had passed a "Joint Resolution on impeachment" Also the House Bills entitled "An Act to incorporate the

Dallas Manufacturing Co. ~~A C~~ "An act to suspend the levy and Collection of a Special tax by the County Court of Comal County. untile one year after the Close of the war between the Confederate States and the United States." "An Act to Incorporate the Austin Female Institute" "An Act to incorporate the Beaver Iron Manufacturing Company" & "An Act to Amend the County Court of Hunt to examine and of necessary Correct the Assessment Rolls of our County for the year 1865 so as to Conform to the Several laws of this State in relation to the Assessment and Collection of ad valorem taxes" Mr Ochs Reported a Substitute for the House Bill entitled an act to regulate the Tenancy of the State

The Bill entitled "an act to punish unlawful interference with private property or private rights" - substituted by the Judiciary Committee was taken up - and Read a Second time. when upon Mr Brady offered an Amendment to the Substitute which was adopted - and Mr Brady also offered an Amendment to the Substitute - which was also adopted - and Mr. Anderson offered a further Amendment to the Substitute

Mr Barton by leave introduces a Bill entitled an act to authorize the purchase of additional Machinery for the Texas State Penitentiary. and the

enlargements of the Building — which was
Read 1st time —

Mr Willis by leave introduced a Bill entitled an act to provide Drugs & Medicines for the indigent families of Officers & Soldiers. Read and refer to Committee on Finance —

Mr Brady by leave introduced a Bill entitled an act to further provide for the payment of interest accruing from time to time on the Public Debt of this State — Read and refer to the Finance Committee —

Mr Kyle by leave offered the following Resolution. Viz "Resolved That the Committee on Military Affairs be instructed to report to this House by bill or otherwise the Propriety of giving to each person employed in the Cap Factory at this place one ration per day" — Read and adopted —

On motion House adjourned to 3 P.M. this Evening —

3. P.M. House met pursuant to adjournment. Roll called-Quorum present.

Mr. Buckley for the Committee on the Judiciary Reported back to the House the Resolutions in relation to the Election of Attorney General and having answered the Interrogatories propounded by the resolutions ask to be discharged from its further Consideration — Report Received —

The Bill entitled "An act incorporating the Farmers of the State" Reported from the Senate Substituted and passed — May taken up and Read. and Senate substitute ~~refused~~ — Rejected —

The Bill entitled "An act Supplementary to and Amendatory of an act to establish a Normal College" was taken up read a 3rd time and passed —

The Bill entitled an act to incorporate the State Steele Machine and Manufacturing Company — was taken up and Read a third time and passed by the following vote. Yeas Mess Speaker, Adams, Allen, Andrews, Bundle, Butler, Brady, Banton, Brazer Buckley Baker, Brown, Bratton, Chance Cook Calahan Dance, DeBerry, Eastburn, Emmert, Elder Finley, Frazer, Griffith, Gibbon, Glascock, Hurt

Walford, Jones, Kyle, Keyes, Lapcomb, Lolleau, Lane, Mabray M. Donald M. Coy, M. Glinn, Maney, Perkins Patten, Pendleton, Redding, Rhea, Robinson Rio Runck, Russell, Shannon, Smith, Selee, Simpson, Tyler, Thaxton, Tillis, Trotter, Wilson, Nelson. Yeas 43 Nays 63 — Mayes Mapes Lowry ay Mimshall and Means — Yeas 3 —

The Bill entitled An Act to punish unlawful interference with private property or private rights which was under Consideration at last adjournment was taken up the Question pending at last adjournment being on the adoption of the Amendment offered by Mr Andrews — was taken up when upon M. Bowen offered an Amendment to the Amendment — of Mr Andrews — which was adopted — and the question then recurring on the adoption of the Amendment as Amended Mr. Buckley moved to lay the Amendment on the Table — and the Ayes and Nayes being Called for was taken and resulted as follows — to wit Yeas. Mapes. Speaker Barclay Black Bunnell. Butler Brady, Barton, Brazer, Buckley, Baker, Bowen Bratton, Chase, Darden, Eastland Emmet Force, Glascock, Howard of L,) Hanson. Grey Keyes, Lolleau, Lapcomb, M. Donald, M. Glinn Maney Means, Patten, Pray, Robinson, Reed, Runck, Shannon, Simpson, Tyler, Wilson Yeates Bay 2 to Fac 39 — Nays, Mapes Adams Allen Andrews, Brown, Bush, Cook Daniel—

DeBerry Finley, Frazer, Griffith, Gibbon, Howard of
Ala, Hale, Hooper, Hughes, Kyle, Lane, Levy,
Loughridge, Looney, Mabry, Marshall, McCoy,
Perkins, Pendleton, Redding, Rhew, Russell Slaughter
Smith, Selby, Thornton Willis Norton Total - 35

Mr Chairman — in succession Mr Howard of Lavaca offered as a Substitute for the Bill the Joint ~~Resolution~~ Resolution in regard to the Clause of the Confederate Constitution which grants and declares that no private property shall be taken for public use without just Compensation."

After Mr DeBerry offered as a Substitute for the Bill and Substitute the Senate Bill entitled "An act to define and punish the unlawful interference with the expectation and transportation of Cotton, and other property and the lawful employment of property" And Mr. McDonald moved to lay the Substitute and the Substitute for both the Bill and Substitute, on the table and the Call for the Ayes and Nays having not been seconded the ~~Question~~ question was ~~put~~ first and the Motion Carried when upon Mr. McCoy offered a further amendment. -

On motion of Mr Beaton the further Consideration of the Bill under Consideration was postponed ~~for~~ a few minutes And the Bill entitled "An act to provide for regulating the Finances of the State." Reported back from the Senate

with the other House to recede from its Substitute for the Bill has taken and in which the House ~~Senate~~ disagreement to the Senate's Substitute — And Rawson a Committee of Free Conference Country of Mifflin Barton, Dr Berry Holford — Gobin and Reed — The House then ~~Senate Immediately~~ Resumed the Consideration of the Bill just postponed — and Mr Reed moved the ~~Question~~ Previous question which being seconded was put and Carried & the previous question on the engrossment of the Bill was put and the Ayes and Nays being called for was Taken and resulted as follows — Yeas — Gen Mifflin — Speaker, Barclay, Brown, Brady, Barton, Bruzen, Buckly Baker, Bowen, Boalton, Chamberlain, Calahan, Darden, Eastland, Emmett, Eder, Forsman, Franzen, Hannen Irvin, Keyes Lipscomb, Lollar, Lacey Leighton M'Donald, M'Gaw, Murray, Means, Patton, Pony, Rhea Robinson Shannon, Seele, Simpson, Tyler, Wooten, Wilson Wilkin, Yeates, Yeo — Nays — Mifflin Adams Allen, Bristow, Butler, Bush, Daniel, Berry Finley, Griffith, Gibbon, Howard of A Howard of L — Holfirt Kyle Lane Longy Mabray Marshall M'Coy Perkins, Pendleton Reading Rhea Slaughter Smith Thurston Wilkins' Total — 27 —

Bill ordered to be engrossed —

A message from the Senate was received informing the House that the Senate refuses to recede from their Substitute for the House Bill entitled an act to provide for regulating the finances of the State:

Mr. Looney for the Committee on Enrolled Bills made the following Report—

To the Honble the Speaker of the House of Representatives

The Committee on Enrolled Bills report that they have examined the following joint Resolutions and find the same correctly Enrolled and Signed; also that the same have been this day presented to the Governor for his approval viz:

A Joint Resolution in Relation to the Conduct of Army Officers &c

A Joint Resolution of thanks to Col Santos Benavides and the Officers and Men under his Command and

A Joint Resolution of thanks to Gen E Kirby Smith & Officers and Men

Respectfully

Report Recvd —

A Message from the Senate was received informing the House that the Senate had passed the House Joint Resolution in regard to the Death and Wounded Soldiers in Louisiana & Arkansas —

The Bill entitled An act to amend the 3rd. Section of an act to provide for the support of the families and dependants of Texan Officers and Soldiers approved Dec. 13th. 1863 has been read and a second time and ordered to be engrossed —

On motion the House adjourned to 9 o'clock tomorrow —

Representatives Hall

~~Thursday~~ May 24th 1861

House met pursuant to Adjournment. Prayer by Chaplain Roll of Members present. Journal of yesterday read and adopted —

Mr Berkley for the Judiciary Committee Reported back to the House the Bill entitled "An Act to define and punish the offence of Military Oppression — and for the reasons set forth in the Report asks to be discharged from its further Consideration — Report Received —

Mr Griffith for the Committee on Military Affairs Reported back to the House the Bill to be entitled "an act supplementary to an act to provide for the protection of the Frontier and Territory on the Potomac Rep. approved Dec 15th 1862 and recommend its passage with the proposed amendment. Report Received —

A message from the Senate was received informing the House that the Senate refuses to recede from the disagreement to the House Bill entitled an Act to supply the deficiency in the State Treasury"

Mr Brady for the Committee on Finance

Journal of Thurs

25 — 12 — 1845

Thurs 25. Rec'd.

1-24-14

Representatives Hall
May 25th 1864

House met pursuant to adjournment. Prayer by Chaplain - Roll Called - Journal of yesterday read and adopted -

Mr Simpson for the Committee on Finance Reported back to the House the Bill entitled an act to authorize the Financial Agent of the State Penitentiary to purchase. and expend Cotton for certain purposes therein named. and making appropriation for the same, with and an amendment proposed by the Committee. and recommend its passage - Report Recd

Mr. Russell for the Committee on Claims and Accounts Reported back to the House the account of Lisle A. Talbot and for the reasons set forth in the report ask to be discharged from its further consideration - Report Recd.

Mr. M. Coy for the Committee on State affairs Reported back to the House the Bill entitled An act to incorporate the Canal Company and appropriation with an amendment and recommend its passage - Report Recd -

Mr. Cook for the Committee on

Finance Reported back to the House. The Bill entitled An act to authorize the Governor to purchase for the State a Steam-ship or an interest in a Steam ship" and recommend its passage. Report Received —

Mr. Brady for the Committee on Finance Reported back to the House the Bill entitled "An act to further provide for the payment of interest accruing from time to time on the Public Debt of the State" ~~by the Court~~ repeals Certain laws therein named". and for the reasons set forth in the report recommend that the same be not passed — Report Received —

Mr. Walker for the Committee on Public Lands Reported back to the House the Bill entitled An act to repeal an act. An act entitled An act to Encourage the erection of Certain Machinery by donations of land & others, Approved Dec 15th 1862 And recommend that any further action on this subject is unnecessary — Report received —

Mr. Bowen for the Committee on Military Affairs Reported back to the House the Bill entitled "An act to authorize the Issuance of Rations to persons employed in the Cap Factory. And recommend its passage —

Mr Longbridge for the Special Committee to examine into the Condition of the Lunatic Asylum — Made the following report —

Austin May 24 1864

To Hon M. L. K Taylor

Washington D C

Your Committee to whom was referred the duty of examining into the Condition of the inmates of the Lunatic Asylum, their number, and the number of Vacancies if any exist would respectfully report, that they have performed their duty as for as the time and Circumstances would permit, and offer the following Report -

The neatness and good order of the Asylum generally, is highly to the Credit of the Superintendant and officers

According to the Statement of the Superintendant no Vacancies now exist, but with suitable, and additional bedding instead of only being able to take Care of fifty patients, he could immediately take in and Comfortably lodge one hundred persons

The Committee would therefore recommend and authorization of Cloth from the Penitentiary, for the purpose of supplying and furnishing the necessary beds for the exchange of cot for mattress

All of which is respectfully submitted

J. H. Laughlin Chm Com.

Report Received

Mr. Bratton from the Committee on Enrolled Bills made the following Report & Bill —

Representative Hall
May, 25th 1864

Hon Wm D K Taylor Speaker

A Majority of the Committee on Enrolled Bills have examined the following Enrolled Bills and find them Correctly Enrolled to wit—

A Bill to be entitled an Act to furnish unlawful interference with private property or private rights

A Bill to be entitled. An Act to amend the 3rd Section of an act to provide for the support of the families and dependents of Texas Officers and Soldiers. Approved Dec 15th 1863.

L R Bratton
One of Said Committee

Report Rec'd —

Mr. Mc Gaines offered a Joint Resolution Authorizing the Military Board to pleace the Officers of the Tenth Legislature on the same footing with the Members in the distribution of Confederate Taxes —

Mr. McDonald offered a Joint resolution in relation to obtaining an Authenticated Copy of the Confederate Congress and to make an appropriation therefor — which on motion was laid on the table

A Message from the Senate informing the House that the Senate had passed a Bill entitled "An act to Amend the Stay Law &c—

A Joint Resolution on the subject of the distribution of Canes —

The Senate Bill entitled an Act to repeal the 1st Section of an act to suspend the location of Scrip in this public domain except in certain cases — approved Dec 14 1863 — and to provide for the sale of lands, land-Scrip and location of the same —

And the House Bill entitled "An Act to prevent Slavery from operating pretended ownership over property — With some Amendments to the same

A Message from the Senate was received informing the House that the Senate have passed the House Bill entitled an Act for the relief of Robert Pulsifer and a Bill entitled An act for the relief of Robert Robson —

Order of the Day

Mr. Shannon moved to take up the Bill entitled An Act supplemental to an act to provide for the protection of the frontiers; and pending on the Fronting Report accepted Dec 15th 1863 and then moved a reconsideration of the vote adopting the Amendment to strike out the 4th Section — which was carried — The question then recurring on the adoption of the Amendment Report and the Amendment rejected.

The Bill entitled An Act supplemental to an act to regulate proceedings in the County Courts pertaining to the Estates of deceased persons. Accepted March 20th 1848. was taken up — Read first time. Rule suspended Bill read a second time and ordered to be engrossed. Rule further suspended Bill read a third time and passed —

Mr. Barton from the Joint Committee on

From Committee to whom was referred the Bill entitled "An Act to provide for regulating the Finances of the State" Reported that they Considered the same Act be Committed that the Senate Substitute to this Bill be passed into this proposed Amendment by this Committee. Report Received and adopted —

The Bill entitled An Act to incorporate the West Texas Manufacturing Company" — has been taken up Read a third time and passed — by the following Vote — To Wit Yeas Mayes — Speaker Allen Adams, Andrew, Barclay Blair Burdett Burton Brown, Brady, Brazer, Bush, Buckly Butler Bratton, Chance, Cook, Calahan, Dame, DeBerry, Darden, Eastland, Emmett, Ector, Fossett, Finley, Frazer, Glasscock Bowers of C, Howard of C, Hanson, Holland, Ivins, Hyde, Keyes, Lipscomb, Collier, Lane, Lacy, Loughridge, Mabry, McDonald, McCoy, McGinn, Nancy, Perkins, Patton, Pendleton Redding Rhea, Robinson, Read, Rainch Russell Shannon, Selee, Simpson, Tyler, Thurston Thomas Wooten, Nelson Walker — Total 61 — Nays. Mayes Lovejoy and Marshall — Total 2 —

The Bill entitled an act to further provide for the payment of interest accruing from time to time on the Public Debt" was taken up and Read a 2nd time and Ordered to be engrossed —

The Bill entitled an Act Making Appropriation for the Messages and Papers of the Governor and for the Expenses of the Legislature — was taken up and Read a Second time upon the Question being Put Ordered upon the Bill to be Engrossed and Read a third time upon Motion Made Ordered accordingly —

The Joint Resolutions from the Senate on suspension — were taken up Read first time and Rule Suspended. and read a Second time and Passed to a Third reading. Rule further Suspended - Read a third time and Passed —

The Bill entitled An Act to punish unlawful interference with private property & private rights — was taken up and Read a third time — whereupon Mr. Baker Moved to postpone the further Consideration of the Bill to 3 P.M., which motion was lost — and the question occurring on the passage of the Bill. Mr. Slaughter Moved a Call of the House — which being Seconded was made. and Mssrs Emmert and Maney failing to answer to their names. the further Consideration of the Bill was postponed. and the Bill from the Senate entitled An Act to define and punish the unlawful interferences with the exemption and trans

portation of Cotton and other articles and the unlawful impressment of property" was taken up and read a second time - and the Committee's Amendment adopted - Whereupon the Sergeant at Arms. Armed a full House upon which Mr. Slaughter moved a House of order viz that the House was not full which was overruled - And the Consideration of the Bill suspended by the Committee & Bill passed - And the Senate Bill under Consideration when the House was declared full was again taken up and passed to a third reading. Rule suspended Bill read a third. Whereupon Mr Buckley offered an Amendment which was rejected - And the question recurring on the passage of the Bill was put and Bill passed -

Mr. Boarman from the Committee on Free Conference on the Bill entitled an act to provide for the liquidation of the Claims against the State, which there is difficulty in the Treasury", And the Senate & Substitute thereto - which was read and postponed to 3 o'clock P.M. -

On motion House adjourned to 3, P.M, this Evening -

3. P. M. House met pursuant to adjournment. Role Called — 9 members Present —

Mr Hyde introduced a Bill entitled An act to Authorize the County Court of Caroline County. to levy and Collect a Tax in Specie to Suspend the Standard and dependents of Soldiers — which was referred to the Committee on the Judiciary —

Mr Longbridge introduced a Bill entitled an act authorizing the County Courts to levy and Collect a Tax in Kind for the Support of Soldiers families — Read

~~Mr Hobbs~~ The Bill entitled an Act to authorize the Militia Board to purchase drugs and Medicines for the relief of the indigent families of Officers and Soldiers — was taken up and Read a second time and ordered to be engrossed Rules Suspended Bill read third time & passed —

A Message from the Senate announced information the House that the Senate had ~~adopted~~ passed the House Bill entitled An Act incorporate the Bramly Mills Manufacturing Company — with amendments and a Bill entitled an act Making appropriations to pay for Stationary and lighting Materials furnished for the 10th Legislature —

Report of the
The Committee of Free Conference on the Bill to provide for liquidating Claims against the ~~Government of~~ State when there is a difference in the Senate and the Senate substitute for the Bill which has been offered to this House was taken up the question being on the adoption of the Report, and the Ayes and Nays being called for were taken and resulted as follows — 2 Mss — Yeas Mss

2d —

Speaker, Andrews, Barclay, Blake, Brown, Brady, Buckley, Baker, Bowers, Cooke, Callahan, Daniel, Darden, Eastland, Elder, Foscue, Griffith, Glascock, Hart, Harrison, Jones, Lacey, McCoy, McGuire, Maney, Means, Patton, Poag, Redding, Robinson, Russell, Seele, Simpson and Way = 34.

Nays, Adams, Allen, Bridwell, Butler, Bantow, Brazier, Bush, Bratton, Chance, DeBerry, Finley, Frazier, Gibson, Howard of A., Howard of L., Halford, Inglish, Kyle, Keys, Lipscomb, Lollar, Lane, Loughridge, Lovejoy, Mabray, Marshall, McDonald, Perkins, Pendleton, Rhea, Reid, Rauck, Shannon, Smith, Tyler, Thaxton, Willis, Wootters, Wilson and Walker = 40.

Report. 2 Mss

12

Representative Hall
May 26th 1864

Hon Wm D. Kelley Speaker &c

We enrolled bills have this day been presented to the President of the United States for his approval

A Bill to incorporate the Beaver Dam Manufacturing Company;

A Bill to authorize the Governor of Kentucky to cause to be erected a Monument to the memory of Capt. Wm. Caldwell;

A Bill to amend the Act to incorporate the Henderson Female Institute;

A Bill to authorize the Commissioners of Sinking Fund of the City of Louisville to sell and convey certain property belonging to said Fund;

A Bill to amend the Act to incorporate the Kentucky Central Railroad Company;

A Bill to authorize the Judge of the County Court of Owen County to hold an additional term of said Court for the trial of criminal cases;

A Bill to authorize the Governor to appoint a Notary Public for Jefferson County;

A Bill to amend the Act to incorporate the Louisville Female Orphan School;

A Bill to amend the Act to incorporate the Kentucky Female Orphan School

Journal for

May 26th 1864

5-20-64

Representatives Hall
May 21st 1864

House met pursuant to adjournment
Prayer by Chaplain. Roll Called —
Quorum Present. Journal of Yester-
-day read and adopted —

Mr Lowry offered a Joint Reso
lution requesting the Governor to forward
to our Senators & Representatives in Congress
a Copy of the acts of the 10th Legislature
which was Read first time —

Mr. Brady for the Committee on
Finance Reported back to the House
the Bill entitled an act to regulate
the Carrying on of distilling and to
impose a license Thereon" and
recommend that the same do not
pass — Report Received —

The Order of the Day —

The House Bill entitled an act
- present Slaves from Exercising pre-
-tended ownership over property. Repor-
- ted back from the Senate passed
the an Amendment was Letter
. and the Senate's Amendment
read to — Bill Passed —

The Bill entitled an act

to incorporate the Granby Mills Manufacturing Company" Amended by the Senate was taken up Senate's Amendments agreed to. & Bill passed —

The Senate Bill entitled "an act for the relief of Robert Robson" was taken up and read first time —

The Senate Bill entitled an act Making appropriation to pay for Station-ary and lighting materials purchased for the 10th Legislature — was taken up and read 1st time —

The House Bill entitled an act to amend the 3rd Section of an act to provide for the support of the families and dependents of Firemen Officers and Soldiers. Approved Oct. 15th 1863 — was taken up Read a third time and passed —

The Senate Joint Resolution in relation to the distribution of Book & Cotton Cards to the Members & Officers of the 10th Legislature" was taken up and Read 1st time Rule suspended — Read a second time & passed to a third Reading Rule suspended Read a third time & passed —

The Bill entitled An act to fur-

thousands for the payment of interest accruing from time to time on the Public debt of the State" was taken up and Read a Third time whereupon Mr Butler offered an Amendment which was Lost and the Bill Passed

The Senate Bill entitled an act to repeal the 1st Section of an act to suspend the location and sale of the Public domain except in certain Cases Approved Dec. 14th 1863 and to provide for the sale of lands, Land-Scrip & location of the same — was taken up and Read — and refused to the Committee on the Judiciary —

The Senate Bill entitled an act supplementary to an act to provide for the protection of the Frontier and Emigrant Routes — approved Dec. 15th 1863": was taken up Read a third time whereupon Mr Lowry offered an Amendment — and Mr. ~~Jones~~ Slaughter moved the further Consideration of the Bill to 4 P.M. Today and Mr. Jones then moved a reconsideration of the vote passing the Bill to a third reading which was Carried and the further Consideration thereof postponed to 4. P.M. this afternoon —

Mr Brady by leave introduced a Bill entitled an act declaratory of the mean

-ing of an act to provide for the assessment and Collection of income Tax" on Rules of distillers & Rectifiers Legislative accompanied with a favorable report thereon from the Committee on Finance which was Read. Rule suspended Bill Read a second time and ordered to be engrossed —

Mr Frazer for the Committee on Enrolled Bills made the following Report —

Mr Speaker

The Committee on Enrolled Bills respectfully examined the following Enrolled Bills and find the same correctly enrolled and properly signed and have presented the same to the Governor for his approval this day 28th 1864

Mr Dills

Mr Frazer from said Committee reported back with a recommendation that the Senate concur in the House amendment to Senate Bill entitled an act for the relief of Robert Patterson.

Joint Resolution in regard to Fish and Manufactures & Notices in Louisiana and Arkansas.

Mr Frazer one of the Committee

Report Recommended

The Bill entitled An Act to provide for the organization of Companies in the several Counties of the State for Police and other purposes was taken up and Read 2nd time — and on Motion was recommitted to a Special Committee of Five — When upon the Speaker appointed said Committee — Mssrs —

Mr. H. Coy for the Committee on State affairs to whom was referred the Report of the Adjutant General in relation to details Made a Report which was received —

Mr. Burdick Moved to reconsider the vote Taken on yesterday evening relating the Report of the Joint Committee of Free Conference on the House Bill entitled An Act to Supply the Deficiency in the State Treasury and the Senate's Substitute for the Bill Whereupon Mr. Dewey Moved to postpone the question of reconsideration to 2 P.M. this afternoon — and Mr. Bowen Moved to postpone it to 9 A.M. To-morrow and the motions to postpone having been withdrawn the question recurring on the question of reconsideration was put and Carried — when upon Mr. Reed Moved To reconnect the Bill & Substitute to a Free Conference Committee of Five — with a request of the Senate to act with said Committee — Whereupon the Speaker

Appointed Messrs Reed Barton Burleson Humphreys and Hart the said Committee

The Bill entitled an act to authorize the Financial agents of the State Penitentiary to purchase machinery &c - was taken and Read a second time - when upon Mr. Barton offered an Amendment which was adopted, and on motion the Bill was then laid upon the table -

The Speaker appointed Messrs Bowers Shannon Mabry, Elder and Parker the Com on the Bill to provide for the organization of County Police

A Message from the Senate was received informing the House that the Senate had passed a Bill to authorize the Governor to appoint Certain Persons to represent the interests of the State at the Head-quarters of the Gen. Mess. Dept. and at the District Head Quarters of Texas New-Mexico and Arizona - Also a Joint Resolution in relation to the Organization for the frontier Protection -

Mr Buckley moved to take up the Bill entitled an act to authorize the Governor to purchase a Steamship &c out of the order which was lost

The Bill entitled an act to authorize the Financial agents of the State Penitentiary to purchase Machinery &c was taken

of Mr. Barton was taken from the table when upon Mr. Barton, Moved to fill the Blank with 100,000 dollars and Mr Bailey moved to fill the Blank with 50,000 Dollars and this question being put both motions were lost — and Mr. ~~Bailey~~ Barton moved to Amend by filling the Blanks by 75.000 dollars, and Mr Bilis moved to fill it with 100.000 dollars which motion was lost and this question then recurring on the adoption of Mr Barton's Amendments was put and carried — and the question then recurring on the adoption of Mr Barton's Amendment as put and the amendment adopted and this Bill ordered to be engrossed — Rule suspended on Bill read a third time and passed —

The Report of the Committee on Military affairs on the resolution in relation to an expense between the Capitol of the State and the Head-Quarters of the troops. Was Read and was taken up and adopted —

The Bill entitled an act to transfer the State Troops to the Confederate Service and to repeal an act to provide for the defence of the State approved Dec. 16th 1863. was taken up and Read a 2nd time ordered to be engrossed Rule suspended Read a third time and passed —

The ~~Bill~~ Senate Bill entitled an Act to Authorize the Governor to appoint

Certain persons to appear at the interest of the State at the Head-quarters of Texas Mississippi & at the Depot Head-quarters of Texas New Mexico & Arizona — Was taken as Read 1st time whereupon Mr Shannon offers an Amendment —

On motion House adjourned to 3 P.M. this afternoon —

3. P.M. House met pursuant to ad-
-journment Roll called — Quorum present

The Bill entitled An act to au-
thorize the Governor "to appoint Certain persons
to represent the interest of the State at Military
Head-Quarters" which was taken under Consi-
deration at last adjournment. The question
pending being on the adoption of the Amend-
ment offered by Mr Shannon — was taken
up and the Amendment rejected Bill
read a second time and passed to a third
reading —

The Senate Joint Resolution in regard
to the frontier Regt transferred to the Confederate
Service was taken up. Read 1st time — when
upon Mr. Buckley Moved to amend by striking
out the word request and inserted in lieu thereof
which was adopted. Rule suspended
a second time and on motion was indefin-
-itely postponed

The Bill entitled an act making
appropriation for the Milage and per diem
pay of the Members and the per diem pay
of the officers of the 10th Legislature — made
special order for this hour was taken up and
on motion was postponed to 8 A M tomorrow
morning —

The Bill entitled an act to provide
supplementary to an act to provide for the
protection of the Frontier and Country over the from

Ten Rep. adopted Dec 15, 1864" made special order for this hour was taken up Read a third time ~~when~~ when upon Mr. Brown offered an amendment — and Mr Rucker moved to postpone the further Consideration of the Bill to 9 a.m. tomorrow which was Carried

The Bill entitled an act to provide for ~~Joint Resolution in relation to~~ the keeping of the regular time of the Virginia Coast in the different counties — was taken up and Read a 2nd time. whereupon Mr Walker offered an amendment which adopted — and Mr. Buckley offered a further amendment which was also adopted — and Bill ordered to be engrossed —

A message from the Senate was received informing the House that the Senate had passed a Bill entitled an act to amend article 820 of the Penal Code"

Also a Bill to be entitled an act to incorporate the Gandaluba manufacturing Company"

The Bill entitled an act granting Leave to the officers and Soldiers of the army and navy of the Confederate States and the State of Texas Made special order for this hour was taken up and on motion of Mr Foree was indefinitely postponed,

Mr Buckley moved to take up a Bill entitled an act to repeal Certain acts therein named" out of its order

On Motion House adjourned to 8 am tomorrow

~~Resolutions upon the~~
~~death of the Hon~~
~~L. W. Thomas~~

Resolutions in Commemoration of the Memory of the Hon L. W. Thomas deceased

May 27. Read & adopted.
W. D. Miller
C. C. H. R

Journal of May 27th 1864 —

6-27-64
Chancery.

Representatives Hall
May 27th 1864

House met pursuant to adjournment
Prayer by the Chaplain — Journal of
Yesterday read and adopted —

Mr. Russell for the Committee on
Claims and Accounts Reported back to the
House the Bill Entitled an act for the re-
lief of Lieut. W. H. Cochran Substituted by
the Committee and recommended the pas-
-sage of the same — which was adopted
Bill was read a 2nd
time and ordered to be engrossed — Rule sus-
-pended Bill Read a third time and passed

Mr. Buckley for the Committee on the
Judiciary, Reported back to the House the
Senate Bill entitled "an act to amend the
Stay Law &c. and recommend that the
same be not passed Report Recd

Mr. Bowen for the Special Committee
to whom was referred the Bill to provide
for the Organization of County Police &c
and recommend that the same be
not passed —

Mr. D. Berry for the Committee on
Engrossed Bills reported the Bill en-
titled "An act to authorize the purchase of
additional Machinery for the Paper Mill
Factory and the enlargement of the

Bundary . Correctly as proposed —

Mr Frazer for the Committee on Enrolled Bills made the following Report

In Part —

Hon M L McClayton Speaker of the House of Representatives

The Committee on Enrolled bills having examined the following resolutions and bills find the same correctly enrolled and properly signed. and have presented the same to the Governor for his approval. May 26th 1864

An act to regulate the reception disposal of confederate notes and bonds now and hereafter in the Treasury.

An act to incorporate the Smith Mills Manufacturing company.

Joint Resolutions concerning improvements.

Joint Resolutions in regard to Cotton Guard. An act for the revision of the Laws. An act to prevent Slaves from exercising Post control ownership over property.

Geo. W Frazer
one of the Committee

Report Recorded —

Mr Brady introduced a Bill to be entitled An Act to provide for the discharge of Accounts on Offenac Bonny in Cortems Carey Roads and Refered to the Committee on the Judiciary —

Also a Bill entitled an act to prevent persons who have since the 1st day of January 1863 left the State and taken up their abode in the United States from being any Citizens of this State — Read and refered to the Judiciary Committee —

A Message from the Senate informing the House that the ~~House~~ Senate had passed the following Bills and Resolutions — to wit The Senate Bill entitled "An Act to prohibit the Sale of Ardent Spirits Within 5 Miles of the town of Napa at the in Ellen County.

The House Bill entitled An act for the relief of the indigent families of Colleen County. with an Amendment —

The House Bill entitled An act to incorporate the Falls of Bragg Manufacturing Company with an Amendment —

The Senate Bill entitled An Act to incorporate the San Buena Manufacturing Company —

Also the Joint Resolution of thanks to Messrs Bell Hutchings & Co was read —

A Message from the Senate informing the House that the Senate have passed the following Bills and Resolutions. to wit

A Bill supplementary to an Act entitled An Act to regulate proceedings in the County Courts pertaining to Estates of deceased persons Approved March 20th 1848—

A Bill entitled an act to transfer the State Troops to the Confederate States, and to repeal an act to provide for the defence of the State Approved Dec. 16th 1863—with an Amendment—

A Bill to incorporate the Star State Machine & Manufacturing Company. with an Amendment—

The Joint Resolution in regard to Lieut Scurlock

The Joint Resolution requesting the return of the 1st 4th & 5th Texas Regiments heretofore by the Senate—

Have adopted a Resolution providing for Raising a Committee of two on the part of the Senate and asking that a like Committee be raised on the part of the House to investigate the acts of the State Military Board—in part Recalled

Order of the Day

The Senate Bill entitled an act to authorize the Governor to appoint certain persons at the Head-Quarters of the ~~Northern and Northwestern~~ of Texas Texas Rifles and the District of Texas New Mexico & Arizona to represent the interests of the State — was taken up Read a third time and passed

The Bill entitled an act making an appropriation for the Salary and per diem pay of the Members and the per diem pay of the Officers of the tenth Legislature — was taken up Read a Second time and ordered to be engrossed Read engrossed Bill read a third time and passed —

The Senate Bill entitled an act to amend Art 820 — of the Penal Code — was taken up Read first time and referred to the Committee on the Judiciary —

The Senate Bill entitled an act to incorporate the Guadalupe Manufacturing Company — was taken up and read first time — and passed to a second reading

A Message from the Senate informing the House that the Senate had passed a Joint Resolution in ~~relation~~ behalf of the Tonkaway Indians was received

Also the Communication of the Governor to the House was also received from the Senate —

The Bill entitled an act ~~to provide~~ supplementary to an act to provide for the protection of the Settlers and Miners on the Frontiers Regiment to the Confederate Service approved Dec. 1863 — made Special order for this hour was taken up when upon M. Bowers offered an Amendment —

By leave of the House, Mr. Reed for the Committee of Free Conference on the Home Bill entitled "an act to provide for the liquidation of Claims and Accounts, against the State when there is a deficiency of funds in the Treasury" Reported a Substitute for the Bill and Substitute offered which was Read whereupon Mr. Adams Moved to postpone the further Consideration of the Report to 3 P.M. this afternoon — which was lost — and the Question recurring on the adoption of the Report. was put and the Ayes and nays being called for was taken and resulted as follows In Favor — Chm Mayes Speaker, Andrews, Barclay, Blake Brown Bradley — Buckley, Baker, Bunn, Cook Calahan Daniel, Darden, Eastland, Elam Fraser Frazier, Griffith, Glapcock, Hart, Harman, Jones Lay McCoy, McGee, Maury, Mercy, Pallin, Posey, Reddy Robinson Reed, Russell, Memphis, Leon Simpson & May. 37 — Nays. Mrs Adams, Allen, Burwell, Baker, Barton Boyce Burke, Brallen Chance DeBerry, Emmett, Fenly Gibbon Howard (of A.) Hyroun (of S.) Holford English Kyle Kemp Kapscomb Lollar, Lane, Longbridge Longcoy Mowbray Marshal Perkins Pendleton Rhea Rawls

Shannon, Smith Tyler Thurston Mills Worden Nelson Baker. Total 38 — Report agreed. ——

Report Rejected — Whereupon W. Rankin moves a reconsideration of the vote just taken Rejecting the Committee of Free Conference & Report — which was Carried and Mr. Thurston moved to postpone the further Consideration of the Matter before the House to 8. A. M. To morrow — Which was lost. and Mr. Nash moved to postpone it to 3 P. M. this afternoon — Carried —

The Bill to transfer the State troops to the Confederate Service and to repeal an Act to provide for the defence of the State approved Dec. 16th 1863 Upon taken from the Senate Paper with an Amendment by Letter ap And the Senate amendment was agreed To —

The Bill to incorporate the Tally of Brazos Manufacturing Company Amended + passed by the Senate has been taken up and the Senate Amendments agreed to

The Joint Resolution requesting the Return of the 1st. 4th and 5th Texas Regt. Substitute and papers by the Senate was taken up and the Senate Amendment agreed to —

The Bill Amending an Act authorizing the Comptroller to receive from Rail Road Companies in the State the

ndments thus may now be dec. or hereafter become Laws on them Bonds — Amended by the Senate & passed by the Senate's A— mendments Agreed to —

The Bill for the relief of the widow & heirs of Calhoun County Armed and pas. and by the Senate was taken up and the Senate's Amendments Agreed to —

The Bill to incorporate the Star State Machine and Manufacturing Company Amended and passed by the Senate was taken up and the Senate's Amendments Agreed to —

The Senate Bill for the Relief of Robert Robson ~~was taken up and passed by the Senate and~~ ~~Amended~~ ~~by the Senate~~ ~~Clerk~~ ~~reported~~ ~~to~~ ~~the~~ ~~House~~ ~~with~~ ~~an~~ ~~amendment~~ ~~by striking out~~ the word "six" in the 4th line ~~of the Senate's amendment~~ ~~and inserting~~ ~~in lieu thereof~~ the word "four" which Amend- ment was agreed to & the Bill ordered to a third reading — Rules dispensed with & the House Bill read a third time & passed —

The Bill entitled An act supplemen- tary to an act to provide for the partition of the fractions, and running out the fractions Reported agreed to Dec. 15th 1863 made the order for this hour was taken up and read a third time when upon Mr. Brown offering an Amendment which was adopted and Bill passed —

Mr Smith from the Committee on Engrossed Bills made the following Report to B

House of Representatives
May 27, 1864

Hon. M. D. K. Taylor, Speaker.

I am instructed by a majority of the Committee on Engrossed Bills, to report, as correctly engrossed, the following bills.

1. A bill for the Relief of Lieut. H. S. Cochran.

2. The bill making appropriations for the mileage and per diem pay of the members and the per diem pay of the officers of the Extra Session of the tenth Legislature

3. A bill more effectually to provide for the regular holding of the terms of the several district courts of the State by the respective Judges thereof.

Thomas Smith
Chairman

Robert Rice

A Message from the Senate was received announcing that the Senate has passed the following Bills and Resolution to wit —

A Bill Amendatory an act authorizing the Comptroller to receive from Railroad Companies in the State the interest that may be now due or hereafter become due on their Bonds —

A Bill to Amend the 3rd Section of an act to provide for the Suppression of the famulus and depredations by Texas Outlaws and Soldiers approved Oct 15 1863

And a Joint Resolution requiring the Secretary of State to furnish each Member of the Legislature with Copies of the Constitutions of the State and Confederate States —

Mr Buckley by leave from the Judiciary Committee Reported back to the House the Bill entitled "An act to provide for the discharge of Sheriffs on Official Bonds in certain cases" and recommend its passage

And also the Senate Bill to amend Art. 820 of the Penal Code & recommend its passage with the following Amendments —

On motion House adjourned to 3 p.m. this afternoon

3. P.M. House met pursuant to adjourn-
ment — Roll Called & quorum present —

The Bill from the Senate making an ap-
propriation to pay for Stationery and Lighting Mu-
tuals. purchased for the 10th Legislature — was taken
up and Read. a Second time. Rules Sus-
pended Bill Read a third time and
passed ——

The Bill to incorporate the Comac
Spring Manufacturing Company — was taken
up Read a Second time and ordered to be en-
grossed. Rules suspended Bill read a third
time and passed — by the following vote — *

* Yeas Messrs Sherman, Adams, Allen Chapman Bacon
Beebe Bowers Bailey Brady Bunts Bentley
Baker Bowen Brallier Chase Callahan ~~Cross~~
Davis DeBerry Darden Eastman Elder Foreman Finley
Griffin, Gibbs, Hancock, Howard of Ho Howard of S, Hunt
Hairston, Hinsdale, Langdon, Leon Mayo Mabry Lalem Lee
Long, Lindsay, McDonald McKay McGimsey Mercy Pe-
Penn Patton Pace, Rhem Robinson Rid Rowe, Rabels
Hanna Shipp Smith Scales Simpson Tyler
Thrift Todd Norton Walton Watson Lytle Le-
Roger. Mess — Brazil Marshall Mean
Total 3 1 -5

Nay receiving no ——— ,

Mr Brazil moved a Call of the House which
being seconded was taken and Mesrs Bowers

and Book failed to answer to their names when upon the Sergeant at Arms was dispatched to bring in the absent members — and the Bill entitled "An act to provide for the holding of the regular Term of the District Court in the second Judicial District by the Name Style & Title of" was taken up and — read a second time and recommitted to the Judiciary Committee —

Mr. Brady introduced a Bill entitled an act to meet any deficiency that may occur in the Comptroller's Department — and Reported from the Committee on Finance the Bill and recommended its passage — By suspension of the rules the Bill was taken up & Read 1st time. Rule suspended Bill read a second time and ordered to be engrossed. Rule further suspended Bill read a 3rd time and passed —

The Senate Joint Resolution in regard to publishing the Constitution of the United States with the general laws — was taken up and Read first time. Rule suspended. Read a 2nd time and passed to 3rd reading — Rule suspended Read a 3rd time and passed —

The Senate Resolution in regard to the Tonkaway Indians was taken up — Read 1st time. Rule suspended — Read a 2nd time & passed to a 3rd reading Rule further suspended Read a 3rd time and passed —

The House being declared from the Bill suspended by the Call of the States ~~Ayes~~ Nays taken ~~&~~ the Question being on the adoption of the Report and the Ayes and Noes being called for Nays taken and resulted as follows to wit. Nays Messrs Allen. Andrew, Barclay Blake Brown Brady Buckley Burton, Brown, Cook Calahan Davis, Dunn Eastman Elder Facen, Fagan, Griffith, Glascock Hart Hannon Low, Levy, McCoy, McGann Mungen, Patton, Pony, Reading Robinson Rust. Russell, Slaughter, Seitz, Simpson, Thayer Hay, total 38— Nays Adams Benson Butler Bunton Bryan Bush Bullin Chase DeBerry. Emmet, Finley Gibbon Howard of A Howard of D, Holford, English Hyde Hayes Lipscomb Lollar Lane Langhorn, Lowry Mabury Marshal W. Donald Perkins Pendleton Rhem Shannon Smith Tyler Thurston Tolles Wooten Tolson and Walker Total 36

Report accepted —

Mr McAuley for the Committee on Public Lands. Reported back to the House the Senate Bill entitled an Act to repeal the 1st Section of an Act to suspend the location and sale of the Public domain except in certain cases. approved Dec. 4 1863 — and to provide for the sale of lots and occupied & location of the same and recommend that the same be now passed —

The Joint Resolution from the Senate two
days ago to Print Rule and Statutory
was taken up Read first time and Rule
dispensed Read Resolution read Second time
and passed to a third Reading Rule
further Suspended Read a third time
and passed

The Bill to incorporate the
San Francisco Manufacturing Company was
taken up Read a ~~Second~~ third time and Rule
suspended Read a second time and passed
to a third reading Rule further suspended
Read a third time and passed by the fol-
lowing Vote — Speaker Adams Barclay Blake
Burdine, Butler, Brady Bratton Bush Buckley
Barker, Bowen Bratton Chance Cook Callahan
DeBerry Darden Deane Eastland Emmitt Fagan
Finley Fraser Griffith Gibbon Glasscock Howard of G
Howard of G. Hunt Hunter Rolfont Hughes
Ingram Kyle Keys Lipscomb Collier Lane Lacy
~~Houghton~~ ~~Lockhart~~ Lampon McDonald, McCoy, McGown
Mercy Perkins Patton Posey Pendleton Reddy
Rhea Robinson Reed Russell Shannon Sche-
mick Sheppard Simpson Tyler Tillis Wilson
Total 62. Nays — Messrs Brazos
Howard of A Longley Marshall Terry
Total 5 — —

The Bill to incorporate the Canandaigua Manufacturing Company was taken up Read ~~a second~~ first time ~~and~~ & Rule ten hundred Read a second time and passed to a third reading Rule further suspended Read a third time and passed by the following Vote — Ayes Messrs Chandler Adams Allen Blake Burnett Brady Burton Bush Buckley Baker Bowen Chase Cooke Callahan Deane Dibble Duncan England Emmet Elden ~~Green~~ Finley Fraser Griffith Gibbon Glascock Howard of B. Hunter Holford Ingalsbe Lewis Keys Lefevre Lallen Lane Lacy Langdon Mabey M. Daniel McCoy McGuire, Maney, Perkins, Patten, Pomeroy, Pendleton Reading Robinson Rud. Russell Shumway Slingerland Seely Seaman Hopkins Smith Thayer Thurston Tallmadge Mills Wray. Total. 54 — Nays Messrs Edwards Forsyth Lounsbery Munhall Means and Brayton. Total 5 — —

A Message from the Senate informing the other House the Senate has passed the House Bill to provide for furnishing the Reporter of the Supreme Court with stationary — And has adopted the Report of the ~~Joint~~ Committee of Free Conference on the Bill to supply the deficiency in the State Treasury —

Mr Buckley by leave offered the following Resolution. In wit — "Resolved that in the

Speaker of the House of Representatives of the State of Texas. the Labor Manufacture and Sale at the State Penitentiary: shall not be sold for less than the Market Value thereof except to Convicts for the Family and Dependents of Soldiers, and that a Copy of this Resolution be forwarded to the Financial Agent of the Penitentiary by the Chief Clerk of this House" — Whereupon Mr Smith offered the Amendment which was lost and Mr Howard (of Lee) offered an Amendment which was adopted — and the Resolution as ~~Resolution~~ Amended adopted —

The Bill to incorporate the Sandy Point ~~Coal~~ Manufacturing Company was taken up Read 2nd time and ordered to be engrossed Rule suspended read 3rd time and passed by the following Vote — Yeas 76 — Speaker Adams Anderson Blake Brown Brady Bush Bailey Baker Berry Bradley Chance Cook Calahan Daniel DeBerry Dunbar Eastland Emmett Elder Fealy Finger Gibbon Glasscock Howard of Bra Howard of Ll Hunt Hudson Jones Kuykendall Keys Lipscomb Lollar Lacy Mabry McDonald McCoy, McGaw, Maxey, Perkins, Posey, Pendleton, Reddering, Robinson, Reed, Russell, Shannon Smith Cuch Slaughter Rice Simpson Tyler Sharp Willis. Nays 5 — Noyes Brazeal Green Lowry Marshall, Means Rodgers total 6 —

A Message from the Senate announcing that the Senate has passed a Bill entitled an Act to suspend the Senate Asylum —

Also the House Bill to incorporate the Conneaut Spring Manufacturing Company with an Amendment —

Mr. Buckley by leave for the Judiciary Committee Reported back to the House the Bill more effectually to prevent the violation of the term of the District Courts of the State by the assistant Judges thereof with a substitute by the Committee and recommending the passage of the Substitute —

The Bill to incorporate the Conneaut Spring Manufacturing Company — Amended and passed by the Senate. was taken up and the Senate's Amendment agreed to —

The Senate Bill for the suspension of the Lunatic Asylum was taken up Read and referred to Committee on the Penitentiary

Mr. M. Daniel moved a reconsideration of the vote ~~postponing the~~ indefinitely postponing further action on the Joint Resolution of the Senate in regard to the Treasury — and then moved to postpone the vote of reconsideration until tomorrow morning — which was carried —

Mr Chaney offered the following Resolution

Resolved by the House of Representatives of the State of Texas that we have heard with profound regret of the death of our late associate and fellow representative the Hon L.W. Thomas Representative from the 53 representative district State of Texas. that we hold his memory in profound veneration for his patriotic devotion to his Countys Cause and for his disinterested and arduous labors while associated with us for the good of his Constituents and the County generally. And for his enlarged and Comprehensive views as a representative of the people.

That we sincerely sympathize with his family and tender them our heartfelt Condolence in this their bereavement.

That the members of this House in testimony of their respect for the deceased wear the usual badge of Mourning for thirty days.

That a Copy of these resolutions be Communicated to the family of the deceased by the Speaker of the House and that in respect to the memory of the deceased that this House stand adjourned until tomorrow Morning 8. oclk.

Which was adopted and house adjourned to 8 Am tomorrow.

Journal
Ho. Reps.

May 28, 1864.

5-28-64

Representatives Hall
May 28th 1864

House met pursuant to adjournment
Prayer by Chaplain — Journal of
yesterday Read and adopted —

Mr Pary introduces a Bill entitled An act to Provide for the assessment and Collection of a direct tax on the distillation of Spirituous and fermented liquors and wines not made for domestic use — and to appropriate the same to the support of Invalids and Soldiers families — Which was Read twice and Referred to the Finance Committee —

Mr Chaves introduces a Bill to be entitled An act to incorporate the Texas Copper Manufacturing Company — Which was Read and on Suspension of the Rules was taken up Read a 2d time & Thereupon Mr Shannon offers an Amendment which was adopted — & Bill ordered to be engrossed — Rule suspended Bill read a 3d time and passed by the following vote — Yeas Messrs Adams Allen, Blackburn, Bradley Blake Davidson Brooks Burton Bywaters Bradley Bartlett Bradley Bush Barton Bowers Bradley Cooper Cochran Crockett Chadwick Dockery Dudley Easterwood Chairman

Elder Henley Morgan Gibbon Stewart Z B
Mercer Mc L, Kent ~~Hampton~~ Rolfe Gray
Hyde Neer, Lewis Lane Lacy Langhorne
Watson, Mc Donald Barbour Mc Ellis Watkins
Pat Henry Daly Redway Rives Preston Rich-
Richards Shannon. Smith Seiler Zyler Knight
Gilmer Barbour, Carter, Burks, Morris Total 39 —
Mayo, Taylor, Wise, Moncure Langhorne
Total 5 —

A message from the Senate was
received informing the House that
the Senate has passed this follow
Bills. & Viz — The Bill making appro
priation for the Mileage and per diem
pay of the Members and per diem pay
of the Officers of the Senate & Legislature
The Bill entitled an Act further
to provide the Manner of proving a Mort
gage &c —
The Bill entitled an act for the
Relief of W. H. Cochran

On Motion of Mr Brown the Rules
be dispensed with so far as to allow the Military Board of this State to sell Cotton to the Quarter Master for the use of Mississippi Regiments of Officers now Serving in the Confederate Army Now
Pending for consideration was taken
up the House & the same being thereupon

Mr Thurman offers an Amendment which has adopted & Mr offers an Amendment which has adopted

A Message from the Senate has been received informing the House that the Senate have passed a Bill to incorporate the Cairo Iron Manufacturing Company —

On Resolutions from the Senate providing for raising a Joint Committee of the Houses to investigate the Acts of the Military Board — on Motion upon which upon Motion offers an Amendment which is adopted — and the Resolutions as Amended adopted —

On Senate Bill to further provide for the Payment of Militia Bills — Mr Cutler calls and Read. Rules suspended — Bill & Second time Rules Suspended for further progress to third reading and passed —

On Senate Bill for the Support of the Senate Clerk pro tem reads Court in Circ — whereupon Mr Buckley moves to lay the Report of the Committee of the Whole Committee on the Bill on the table which was lost — and ~~Robert Accordingly~~ the Question recurring on the adoption of the Report Mr Cutler and the Report rejected —

Mr. Glascock offers a Resolution in regard to the reception of the Governor Elect. Rules dispensed with & Resolution adopted.

On Motion of Mr. Hyde the Bill to Authorize the Speaker of Return to Certain Municipality in the Cape Factory — was taken up Read 2d time & engrossed Read 3d time & passed —

On Motion of Mr. Hyde the Bill to repeal the Collin Act was taken up —

A Message from the Senate was received informing the House that the Senate has passed a Bill to incorporate the Troy Card and Paper Factory —

Mr. Mc Conael introduced a Bill to relinquish the right of the State to a Lease of Land in the town of Cal. J. E. McCoon being the proceeds

of property received from the Indian. — which was Read. Rule suspended. Read a second time & ordered to be engrossed — Rule suspended. Read a 3rd time & passed —

A Message from the Senate was received. informing the House that the Senate have passed the House Bill to prevent unlawful interference with the property or personal rights — and that the Senate have adopted the resolution to adjourn at 11 P.M. To day —

The Senate Bill to incorporate the Cane Manufacturing Company. was taken up. Rule suspended. Read a 1st time. Rule suspended. Read a 2nd time and Read a 3rd time & passed. Which is in the words & figures following to wit —

An Act to incorporate the Cane Manufacturing Company.

Section 1st Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened that Thomas Sheridan, Allen, Adams, Andrews, Barclay, Blake, Burnett, Butler, Brown, Brady, Bouton, Buckley, Bacon, Challen, Chase, Calahan, Dennis, DeBuy, Darden, Elam, Forcee, Franza, Griffith, Glapcock, Howard, Hoard of, Hart, Hannan, Holford, English, Dan Kyle, Lofrombe, Lane, Lacy, Mabray, McDonald, McCoy, McGee, Mann, Pallin, Pong, Rodney, Rhew, Reed, Rains, Rapier, Shannon, Smith, Seely, Tyler, Thaxton, Willis, Wilson, Walker — Total 56.

Nays, Brazier, Conway, Murdock, Mann, Woodley — Total 4 —

The Bill in reference to the election of Sheriffs or Officers of Police in certain Towns was read a 2nd time and ordered to be engrossed. Rules suspended. Bill read a third time and passed —

The Senate Resolution on adjournment was taken up whereupon Mr. Brady offered to amend by "Monday Morning" in lieu of "Tuesday" which was lost and the Resolution was adopted —

Mr. [illegible] introduced a Bill for the relief of the Heirs of the late Dr. John D. Steele which was read. Rules suspended. Read a 2nd time and ordered to be engrossed. Read a third time and passed —

An Act for the relief of the Heirs of the late Dr. John D. Steele —

Whereas it appears from the Senate and House of Representatives that the Senate have passed a Resolution to pay the Heirs of the late Dr. John D. Steele the sum of Two Thousand Dollars for Services rendered and Expenses incurred in the Revolutionary War and whereas it is just and proper that the same should be paid to the Heirs of the said Dr. John D. Steele

Be it therefore enacted by the General Assembly of the State of Maryland that the Treasurer of the Western Shore be and he is hereby authorized and required to pay to the Heirs of the said Dr. John D. Steele the sum of Two Thousand Dollars out of any money in the Treasury not otherwise appropriated —

And be it further enacted that this Act shall take effect from the passage thereof —

The Bill to authorize the County Commissioners of Calvert County to levy and collect a Tax in addition to Assessment the proceeds of which shall be applied to the building of a Jail in Prince George's County was read a 2nd time and ordered to be engrossed. Rules suspended. Read a 3rd time and passed —

The Bill to incorporate the Taylor County Gold & Mining Manufacturing Co. was taken

up — and Read a Second time. & Paper to a 3d. Reading — Rules Suspended. Read a Third time & Passed by the following Vote — Ayes Speaker Adams Allen Anderson Blake Barnes Butler Brown Brady Banton Bailey Baker, Bowen Bratton Cooke Calahan Dunne DeBerry Dawson Earlam Emmet Elder Foreman Fraley Fraser Griffeth Hupsench Howard of Mo Howard of Ia Hays Harrison Kenyon Douglas, Jones Keyes. Lyncamy Lane Lacy Loughridge Mabray McEwen, McGee McCoy Penney Parker Patten Pond, Reed Ray Robinson, Rhea Rauch Russell Shannon Slaughter. Smith Scott Simpson Tyler Thurston Tullis Wales Wilson Walker. Mr. Tar 62.

Nays. Dragoo. Mr. Tar.

Mr. Barton from the Committee on State affairs Reported back to the House the Bill to provide for the Support of the families of Soldiers &c — and recommended that the same do not pass —

On Motion of Mr Slaughter the Bill & the accompanying Report & papers was taken up — and the Report thereon rejected and the Bill ordered to be engrossed. Rule suspended & read a third time and passed by the following Vote

Ayes Speaker Martin Adams Allen Anderson Blake ~~Barnes~~ Butler Brown Brady Banton Baker Bowen, Bratton, Cooke Calahan Dunne DeBerry

Dawson Eastland Elder Fraser Fraser Griffith Gebbin Glasscock Stewart of L. Hunt, Jones Kyle, Lefevre. Lane Marshall McDonald McGuire Perkins, Patton, Pendleton Robinson Rusk Rupell Shannon Slaughter Smith Sulc Tyler Waters Wilson Walker. Total 45—

Nays Nupen Bastrop Bryan DeBerry Howard of A. Hunter Holgard English Keys, Lollar, Lacy, Lowry Mabry Mayo Muir, Allen Total 16 —

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A Message from the Senate was received in forming the House that the Senate has passed The House Bill Supplemental to An Act Amendatory of an Act to establish a Penal Code —

The House Bill to incorporate the Texas Cotton Manufacturing Company

The House Bill to meet any deficiency in that may occur in the Comptroller's Department

The Bill to authorize the County Court of Caldwell County to levy and Collect a tax on spirituous for certain purposes —

The House Bill to incorporate the Andrew Texas Manufacturing Company —

The Bill to relinquish the right of the State to a sum of money in the hands of Col. E. M. Cox. —

Mr. Mayes from the Committee on enrolled Bills made the following Report

In Full —

Representative Hall
May 28th 1864

Hon W. S. K. Taylor
Speaker &c

The joint Committee on enrolled bills have instructed me to report the subjoined bills and joint resolution as Correctly enrolled and properly Signed & that the same have been handed to the Governor to day for his approval to wit

A Bill to be entitled, An Act Supplementary to an act entitled "An Act to regulate proceedings in the County Courts pertaining to Estates of deceased persons approved March 20th 1848

Joint Resolution in regard to Conscription.

A Bill, to be entitled an act for the relief of the indigent families of Calhoun. Refugio. San Patricio & Nueces Counties,

A Bill to be entitled, An act to define & punish the unlawful interference with, the exportation & transportation of Cotton and other articles & the unlawful impressment of property

A Bill to be entitled, An act to incorporate the "Star State Machine and Manufacturing Company,"

A Bill to be entitled an act to prohibit the sale of intoxicating liquors within five miles of the Town of Waxahachie Ellis Co Texas

A Bill to be entitled. An act to incorporate the "Bogos Manufacturing Company"

A Bill to be entitled. An Act to transfer the State troops to Confederate service &C.

The Bill to Incorporate the Lyon County Coal and Machine Factory — was taken up & read 1st time & ordered to be read a 2nd time and ordered to be engrossed. Bill further suspended & read a 3rd time and passed —

The Senate Bill to Amend an Act providing for Locating Swamp Lands &c. was taken up & read 1st time and referred to the Com. on Swamp Lands & Report back at a P. time,

Mr. introduced a Bill to authorize the Governor to appoint a part of the Aid prescribed made for the Defence of the State by the 10th Legislature to supply the deficiency if any for the pay of the frontier Regt. and for the Expenses of the Various State asylums Read 1st time and Referred to the Committee on State Affairs —

The Bill to incorporate the Council Mutual Aid Association was taken up. and Read a Second time and ordered to be engrossed Bill Suspended Rules & Third time and passed — by the following Vote. Yeas Messrs Adams Allen Anderson Bailey Blake Bulla, Banton, Bush, Burnley, Baker Bowen, Bratton, Coons, Chunn, Calahan Daniel DeBerry Darden, Earthman, Emmett, Elder, Finley Frazer Gibbon Gilpin Hawes Hines of A Hines of L Hart Hunnicutt Ingleb- Jones Kyle Keys Lipscomb Lallen Lane Lacy. Mabrey McDaniel Mundy, Perkins, Patton, Posey Pendleton Reading Robinson Rice Rainey Roper Shannon Slaughter Smith, Simpson, Tyler, Hunter Mills Norton Nolan Nail — 29 Yeas 5 Nays.

Messrs Nunn Holford Lowry & Marshall — 4 Yeas

Mr. Dr. Gomez introduced a Bill to declare forfeiture of Property in certain Cases. Which was read — and for the Committee on the Judiciary Recommended to pass —

Also Suspended Bill taken up and read 1st time Rule Suspended Bill Read 2nd time and ordered To be engrossed — Rule further suspended Bill read a 3rd time and passed —

The Senate Bill entitled an act to regulate the Assessment of property Specially taken up Read a 2nd time and ordered to a third Reading. Rule Suspended Bill read a 3rd time and passed —

The Senate Bill to Amend Articles 743 & 744 Chapter 8th Title 1st of the Penal Code was taken up Read 2nd time and referred to the Committee on the Judiciary —

On Motion the House adjourned to 2 o'clock PM this afternoon —

2 p.m. P.M. House met pursuant to adjournment. Roll Called — Quorum present —

Mr Buckley from the Committee on the Judiciary Reported back to the House the Bill to prevent persons who have since the 1st day of January 1863 departed from this State. and taken up arms thereby against the United States from suing any Citizen of this State and for the reason set forth in the Report & accompanies its passage —. and ask to be discharged from its further Consideration

Mr Simpson for the Judiciary Committee ~~on the~~ Reported back the Bill to amend Art. 1860 of Oldham & White's Digest of the Statutes laws of the State with a substitute from the Committee, and recommend the passage of the substitute — which has read When upon Mr Stewart of A. offered an amendment which was adopted. and Bill ordered to be engrossed — Rule suspended Bill read a 3rd time and passed —

Mr Howard of A for the Committee on State Affairs Reported back to the House the Bill to authorize the Governor to apply a part of the appropriation made for the defence of the State by the 10th Legislature to supply the deficiency of and for the pay of the Frontier Organization and for the reasons set out in the Report Committee recommend its passage

A Message from the Senate was Received informing the House that the Senate have passed a Bill to Repeal and punish the unlawful introduction, purchase and receiving at Camp Nelson the State of Slaves Called Ships, Goods and Stores — and the House Bill to provide for the discharge of Seamen on Official Bonds — in Certain Cases — and the Bill for the relief of the Minor heirs of the late John D. Steele and the House Bill entitled an act to provide for the distribution of Cloth manufactured at the State Penitentiary — with amendments to which they ask the concurrence of this House — And the Joint Resolution in regard to the reception of the Remains of Brig Genl. Wm R Terry — and a Bill to relinquish the rights of the State to a Sum of money in the hands of Colonel James E McCarver as the proceeds of property ~~seized~~ Captured from Indians and the Bill to amend the 3rd Section of the Act to incorporate the Cumberland Iron Factory with an amendment. And the ~~Bill~~ Joint Resolution Senate has adopted The House Amendment to the Senate Resolution in regard to drawing a Committee to investigate the Operation of the Military Board — and the Bill entitled an act to provide for the payment of interest accruing from time to time on the Public debt of this State — with Amendment — and the Bill to Incorporate the Roman Catholic Benevolent Association —

Mr Brady from the Finance Committee reported back to the House the Bill to provide for the Assessment & Collection of a direct Tax on the distribution of Specimens and Summaries Cyprus — And recommend that the same be not passed —

Mr Dawson from the Judiciary Committee. Reported back to the House the Senate Bill to define and punish offences Committed within this State by persons under the protection of the Enemy — And recommends its passage Which suspended Rule suspended Bill read a ~~first~~ second and passed to a 3rd reading

Mr Simpson from the Judiciary Committee Reported back to the House the Joint Resolution in regard to the County Court of Calhoun County — And recommend that the same be not passed. Rule suspended. Report ~~adopted~~ adopted

Mr Slaughter introduced a Bill to provide for the families of Soldiers — which was Read first time —

On Bill Mr Brady for the Finance Committee Reported back to the House the Bill to provide Revenue Purposes &c And recommend the passage of the Same. Bill read a 2nd time when when Mr Buckly offered an Amendment which was adopted

On motion House adjourned to 8 P.M. this evening

Mr Speaker
Mr D R Taylor
of the House of Representatives

The committee on enrolled bills having examined the following bills and resolutions signed them correctly enrolled and properly signed and have presented the same to the Governor for his approval May 28th 1864

A Bill to be entitled an act supplemental to and amendatory of an act to adopt and establish a penal code

A Bill to be entitled an act for the relief of Lieut W M Cashman A A A G S of the U S & U.S. Vol Reg S.S.S

Joint Resolutions. Requesting the return of the 1st 4 & 5th Cleared Regiments.

An act entitled an act amending an act authorizing the Controller of State to retain from Rail Road companies in this State the interest that may be due or hereafter due on their Bonds

A Bill to be entitled an act further to provide the Manner of serving a writ

Bill

A Bill to be entitled an act Making an appropriation to pay for Stationary and lighting Materials purchased for the 10th Legislature

Joint Resolutions in regard to the Territory Indians

A Bill to authorize the Governor to appoint certain persons to represent the interest of the State at the quarters of the Army Mississippi Dept. & at the District Hd Quarters

of New New Mexico & Arizonia
a Bill to meet any deficiency that
may accrue in the comptrollers Dept
a Bill to be entitled an act to auth
oriz the county court of Caldwell county
to levy and collect a Special Tax
Joint Resolutions of thanks to the firm
of Ball Hutchins & Co
a Bill to punish unlawful interference
with private property or private rights
Joint Resolution requiring the Secretary of
State to have published the general laws of
this State & State with the constitution of the
State and confederate States
an act to incorporate the comal
Manufacturing company
a Bill to amend the 8th section of an
act to provide for the support of Soldi
iers families
a Bill to be entitled an act to pun
ish the Reporter of the Decisions of the
Supreme court & Stationary
a Bill to be entitled an act to
incorporate the San Marcos cotton and
Woolen Manufacturing company

Geo. W. Jones
one of Committee

S. P. W. House not pursuant to adjournment —

The Bill to provide funds for purchasing Treasury Warrants — the which was pending at last adjournment was taken up — the question being on the adoption of the Amendment No 2. offered by Mr Buckley — and the ayes and nayes being called for were taken and resulted as follows to wit — Messrs Adams Blake Bird Wells, Buckley Brazier Butler Bratton Chaver Cook Callahan DeBerry, Dardin Eastland Elder Foscue Finley Gibbon, Howard of a Howard of L. English Kyle Lipscomb Lollar Lacey Loughridge Lovejoy Mabry McDonald Means Perkins Patton Reay Redding Rhea Robinson Reid Russell Smith 38 Nays. Messrs Andrews Brown Brady Bunton Bush Baker Bower Daniel Griffeth Glascock Hays. Harrison. Holbor. Jones, Lane McGuire Maney Pendleton, Rauch Shannon Slaughter Simpson Thaxton Willis Wookers Wilson Walker Way. 30

~~Amendment adopted and the question then recurring on the adoption of Amendment No 3~~

Mr Buckley then offered Amendment No. 3. which was adopted. and then offered Amendment No 4. ~~which was ordered to be~~ when upon Motion to lay it on the table which was lost — and the question recurring on the adoption was put and Carried — Mr Buckley then offered Amendment

No 5 which was adopted — and Mr Bowers offered an Amendment which was lost — the Bill passed to a third reading —

The Senate Bill entitled an act for the support of the Lunatic asylum was taken up and the substitute of the Committee on State affairs adopted Bill suspended. Bill was passed to a third reading — & passed —

The Bill to authorize the issuance of Patents to certain employes in the Capitol factory Amended and passed by the Senate was taken up and Senate Amendment agreed to —

The Joint Resolution in reference to the Writ of Habeas Corpus was taken up Read 2nd time and substituted adopted. Resolution ordered to be engrossed —

The Bill entitled an act to provide for the payment of the interest accruing from time to time on the Debt of the State Amended and passed by the Senate was taken up and the Senate Amendment agreed to —

The Bill entitled an act to provide for the distribution of Cloth Manufactured in the Texas State Penitentiary — Amended passed by the Senate was taken up and the Senate Amendments No. 1. 2. and rejected No 3

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Representative Hall Dist
May 28th 1864

Hon W. M. K. Taylor Speaker &c

The joint Committee on enrolled bills have instructed me to report the subjoined bills as Correctly Enrolled and properly Signed & that the same have been presented to the Governor to day for his approval to wit

A Bill to be entitled An act to incorporate the Independence Manufacturing Company.

A Bill to be entitled an act to incorporate the Texas Copper Manufacturing Company.

A Bill to be entitled An act Supplementary to an act to provide for the protection of the frontier and turning over the Frontier Regiment to Confederate States Service approved Dec 11th 1863.

A Bill to be entitled an act to incorporate the Guadaluke Manufacturing Co.

A Bill to be entitled an act to incorporate the Tyler County Card & Machine factory.

A Bill to be entitled An act for the relief of Robt Robson.

A Bill to be entitled An act to regulate the disposal of unappropriated Spaces

A Bill to be entitled an act to incorporate the Cairo Manufacturing Company.

A Bill to be entitled an act to relinquish the right of the State to funds in the hands of Col James D McCord &c

Joint Resolution in regard to the death of
Genl Wm R Scurry

a Bill to further
provide for the payment of the Interest
of the Public debt & the State of Texas
Enacted, A Bill To incorporate
the Comal county Mutual Aid
Association

A Bill to be entitled
an act to authorize the citizens
of the Sixth Election Precinct
of Hays county to build a
bridge across the
Blanco River

an act to make an additional
appropriation for the support of
the Government for the fiscal year
ending August 31st 1865

Read 1st time

Upon the resolution adopted by the House the Speaker appointed Mess. Bailey and Gibbon a Committee on the part of the House & act conjointly with a like Committee on the part of the Senate to investigate the acts of the State Military Board —

The Speaker on motion of Mr Baulin appointed Messrs Baulin M^c Donald and Hanley to meet with a Committee from the Senate on the Governor and inform him that the House are about to adjourn their sessions —

A Message from the Senate was rec^d informing the House that the Senate had appointed a Committee to investigate the acts of the Military Board —

The Committee appointed to wait on the Governor reported that they had performed the duty assigned them and that His Excellency the Governor stated that he has no further Communication to make to the House — and through the Committee his thanks to the Speaker and Members of the House for their courteous conduct during the session

On motion of Mr. Forcum a Committee of three Consisting of Messrs Forcum Lane & Lacey to inform the Senate that the House was about to adjourn its session

A message from the Senate was received announcing that the Senate has passed bills of the following titles in which the concurrence of the House is requested —

The Committee of the House appointed to inform the Senate that the House has agreed to the report of the Committee that they had performed that duty appear & thereupon after an appropriate address by the Speaker to the House — the House adjourned sine die —

Approved — M D L Taylor

Speaker H of Reps: